

APPLICATION FOR ALCOHOLIC BEVERAGE CONTROL RETAIL LICENSE

It is not necessary to employ any person, agency or organization to assist you in filing this application. Beware of persons claiming to be able to assist you in securing action on your application. The payment of money or other thing of value for the use of influence, or promise of influence in obtaining a license is a violation of law and offenders will be prosecuted.

1. APPLICANT

Name of applicant: Starjem Foods, LLC	Trade name (DBA): Fresco By Scotto On The Go
Premises street address: 114 Pearl Street aka 10 Hanover Square	City, State, Zip: New York, New York 10005
County: New York	Telephone number (include area code): none yet
Between what streets: Hanover Square and Water Street	Mailing address (if different than above):
E-mail address (if available):	

2. CONTACT

Name: Robert V. Ferrari		<input checked="" type="checkbox"/> Attorney	<input type="checkbox"/> Representative	<input type="checkbox"/> Contact Person
Office address: 630 Third Avenue- 16th Floor				
City, State, Zip: New York, New York 10017		Telephone number (include area code): (212) 972-7040		
E-mail address (if available): rvf@rvferrari.com				

3. For SEASONAL license only - beginning & ending months: _____

4. LICENSE CLASS on premises liquor **CODE:** 252
(see schedule of fees)

5. Check Number of ADDITIONAL BARS (if any): ☐ 1 (one) ☐ 2 (two)

6. TOTAL PAYMENT DUE: \$ 4,627.00

7a. Federal Tax Identification Number: [REDACTED]

7b. Worker's Compensation/Disability Benefits Policy Number: pending

[OFFICE USE ONLY]

Date filed: _____
SERIAL #: _____

08 FEB 13 PM 1:49
- 1 -
RECEIVED
NYS LIQUOR AUTHORITY
LICENSING BUREAU

8. Are there any local option restrictions in this area (Dry, Partially Dry)? ☐ Yes ☒ No

If YES, explain:

9. TO BE FILLED IN ONLY BY INDIVIDUAL OR PARTNERS

Name of Individual/Partner	Residence	Citizenship	Date of Birth

Statutory Disqualification: Identify and explain as described on page II of Instructions.

10. TO BE FILLED IN ONLY BY CORPORATION OR LLC/LLP APPLICANTS

a. State under what law applicant was organized: New York

b. Date of organization: 3/12/2007

SUBMIT COPY OF FILING RECEIPT

c. If applicant is a foreign entity, has a Certificate of Authority been obtained to do business in this state?

☐ YES

☐ NO

d. If YES, date of certificate: _____

e. Mailing address if different from premises address: _____

f. List names and address of Principals (Stockholders, Officers, Directors, LLC Members/Managers, LLP Partners) - Attach additional sheets if necessary.

Name of Principals	Residence	Citizenship	Title	No. of Shares or % of ownership	Birth Date
Elaina Scotto-Faucetta		USA	Manager/Member	30%	
Anthony M. Scotto, Jr.		USA	Manager/Member	30%	
Marion Scotto		USA	Manager/Member	30%	
Rosanna Scotto		USA	Member	10%	
Richard T. Fields		USA	Member	*	

* Annual earnings will be 5% of gross revenue before the other four share; upon sale he gets 20% of the net proceeds and the other four share pro rata

Statutory Disqualification: Identify and explain as described on page II of Instructions.

NONE

11. RIGHT TO PREMISES

Section A

a. By what right does the applicant have possession of the premises?

- ☐ Own ☒ Lease ☐ Sub-Lease ☐ Binding Contract to acquire the real property.
☐ Other (explain): _____

b. Do the terms of the lease or other arrangement require payment by the applicant of any consideration based on a percentage of the receipts of the business?

☐ YES ☒ NO

(If YES, state percentage and give details on an attached page.)

c. Specify lease start date: July 27, 2007

and Lease Expiration Date: July 31, 2022

12. INTERESTED PARTIES

a. Is any license under the Alcoholic Beverage Control Law now in effect for the premises for which this application is filed?

☐ YES ☒ NO

b. Name of current/previous licensee: None

And License No.: _____

c. Will any other business of any kind be carried on in said premises?
(If YES, provide details on an attached page.)

☐ YES ☒ NO

d. Does any person not identified herein, or if a corporation, LLC or LLP applicant any person not an officer, director, or stockholder of such corporation, or member of LLC or LLP, or any other person, share, or will share on a percentage basis or in any way in the receipts, losses or deficiencies of the business, to any extent whatsoever?

☐ YES ☒ NO

If YES, state the names and address of such persons, the nature and percent of their share and date acquired.

Name	Address	Nature of Interest	Date Acquired

e. Does the applicant or, if a partnership, any of the partners, or if a corporation any of the officers, directors or stockholders or if a limited liability company (LLC), or a limited liability partnership (LLP) have any interest, direct or indirect, in any other premises or business where any alcoholic beverage is manufactured or sold at wholesale or retail, whether by stock ownership, interlocking directors, mortgage or lien on, or ownership of any real or personal property, or by any other means including loans?

☒ YES ☐ NO

If YES, state the name and addresses of the premises, the license number, the Date the interest was acquired and the exact nature of the interest.

See personal questionnaires of Rosanna Scotto, Marion Scotto, Elaina Scotto-Faucetta and Anthony Scotto, Jr.

EXCISE BOND UNDERWRITERS

15 MAIDEN LANE, SUITE 800 • NEW YORK, N.Y. 10038

1205362-5
BOND IN SUPPORT OF APPLICATION FOR LICENSE OR
PERMIT UNDER THE NEW YORK ALCOHOLIC
BEVERAGE CONTROL LAW

LIQUOR

BOND EXPIRES IN

BOND NUMBER

001--24

X-B12868--00

2010

Penal Sum of Bond

1,000.00

Plus Costs

KNOW ALL MEN BY THESE PRESENTS, that we,

Name of Applicant

Address of Place of Business

STARJEM FOODS LLC

114 PEARL STREET. A/K/A

10 HANOVER SQUARE

NEW YORK

NY 10005

In the county of NEW YORK

State of NEW YORK as Principal, and

having an office and usual place of business at

SEABOARD SURETY COMPANY

233 BROADWAY

NEW YORK

NY 10279

a surety company approved by the Superintendent of Insurance of New York State as to solvency and responsibility and authorized to transact business in New York State, as Surety, are held and firmly bound unto the People of the State of New York in the penal sum set forth above and for the payment of any costs taxed or allowed in any action or proceeding to the extent of One Thousand Dollars (\$1,000.00) for the payment of which sum or sums, well and truly to be made, we, the said principal and surety, bind ourselves, successors, and assigns, respectively, jointly and severally, firmly by these presents.

WHEREAS, the above bounden principal is making application to the New York State Liquor Authority, for a license or permit under the Alcoholic Beverage Control Law and the said State Liquor Authority, by Part 81 of Subtitle B of Title 9 of the Official Compilation of the Codes, Rules and Regulations of the State of New York (Rule 9 of the Rules of the Authority), having required the principal to file with it a bond to the People of the State of New York, as provided in said Law aforesaid.

NOW, THEREFORE, the conditions of this obligation are such that if the said license or permit applied for, which expires on the date designated in said license or permit, is granted to the said principal and the principal will not, during the license or permit period, suffer or permit any violation of the provisions of the Alcoholic Beverage Control Law, or of any of the rules now or hereafter issued by said State Liquor Authority, or give cause as provided in the Alcoholic Beverage Control Law or Part 53 of Subtitle B of Title 9 of the Official Compilation of the Codes, Rules and Regulations of the State of New York (Rule 36 of the Rules of the State Liquor Authority), for the cancellation, revocation or suspension of said license or permit or the issuance of an order of warning, and will pay all fines and penalties which shall accrue thereunder, together with all costs taxed or allowed in any action or proceeding brought or instituted for a violation of any of the provisions of said Alcoholic Beverage Control Law, or of any of the rules now or hereafter issued by said State Liquor Authority, or for cause for the cancellation, revocation or suspension or issuance of an order of warning as provided in the Alcoholic Beverage Control Law or Rules of the Authority, or costs taxed or allowed in any review pursuant to Section 121 of the Alcoholic Beverage Control Law; then this obligation shall be void; otherwise to remain in full force and effect; subject, however, to the conditions stated on reverse side.

IN WITNESS WHEREOF the parties hereto have caused these presents to be signed and sealed this 5th day of FEBRUARY

2008

STARJEM FOODS, LLC

Principal

L.S.

BY:

SEABOARD SURETY COMPANY

↑
APPLICANT MUST SIGN HERE

John L. Corneau
Attorney-in-fact

(OVER)

CONDITIONS

1. An action for the breach of any condition of this bond may be maintained without previous conviction or prosecution for the violation of any provision of said Alcoholic Beverage Control Law, or of any of the rules now or hereafter issued by the State Liquor Authority, or for cause as provided by the Alcoholic Beverage Control Law or Part 53 of Subtitle B of Title 9 of the Official Compilation of the Codes, Rules and Regulations of the State of New York (Rule 36 of the Rules of the Authority).
2. The aggregate liability of the surety on account of any and all defaults hereunder shall in no event exceed the penal sum of this bond plus costs taxed or allowed in any action or proceeding to the extent of One Thousand Dollars (\$1000.00).
3. Upon the payment of any loss arising under this bond, the surety shall be subrogated to the rights and remedies of the obligee against the principal to recover from the principal any amount so paid.
4. Any action brought for the penal sum of this bond shall be commenced within twenty-four months after the expiration of the license or permit period aforementioned, or for costs within one year after final disposition of any action or proceeding. In the event of the institution of any action or proceeding to review the Authority's determination, the period of 24 months shall not commence until the final determination of the proceeding or litigation.
5. This bond shall be effective during the time the aforementioned license or permit shall be in effect and during any extension thereof.
6. A breach of any condition of this bond shall be deemed to have been established by the revocation, cancellation or suspension of the aforesaid license or permit or the issuance of an order of warning by the State Liquor Authority unless said revocation, cancellation, suspension or order of warning shall have been reversed or annulled by a Court of competent jurisdiction.
7. In any action or proceeding to recover on this bond, the principal and the company named herein as Surety waive any defense based upon any defect in the bond, including, but not limited to, an erroneous, improper or defective insertion or omission to insert or apparent alteration of the expiration year and/or amount of the penal sum of the bond and further waive any objection that the bond bears a printed, typewritten or facsimile signature. Any bond filed with the State Liquor Authority shall be admissible in evidence in any court on application of the State Liquor Authority or People of the State of New York without further proof of due execution thereof by or on behalf of the principal and surety and shall be conclusively presumed to have been duly executed by and on behalf of the principal and surety. Any bond filed with the State Liquor Authority and bearing the printed or facsimile name of the surety or the typewritten or facsimile signature of its representative shall be conclusively presumed to be the duly issued bond of the surety company and binding on it, its successors and assigns for the amount specified in Part 81 of Subtitle B of Title 9 of the Official Compilation of Codes, Rules and Regulations of the State of New York (Rule 9 of the Rules of the State Liquor Authority).

APPLICATION FOR ALCOHOLIC BEVERAGE CONTROL RETAIL LICENSE

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1. APPLICANT

Name of applicant: Starjem Foods, LLC	Trade name (DBA): Fresco By Scotto On The Go
Premises street address: 114 Pearl Street aka 10 Hanover Square	City, State, Zip: New York, New York 10005
County: New York	Telephone number (include area code): none yet
Between what streets: Hanover Square and Water Street	Mailing address (if different than above):
E-mail address (if available):	

2. CONTACT

Name: Robert V. Ferrari	<input checked="" type="checkbox"/> Attorney <input type="checkbox"/> Representative <input type="checkbox"/> Contact Person
Office address: 630 Third Avenue- 16th Floor	
City, State, Zip: New York, New York 10017	Telephone number (include area code): (212) 972-7040
E-mail address (if available): rvf@rvferrari.com	

3. For SEASONAL license only - beginning & ending months: _____
4. LICENSE CLASS on premises liquor (see schedule of fees) CODE: 252
5. Check Number of ADDITIONAL BARS (if any): ☐ 1 (one) ☐ 2 (two)
6. TOTAL PAYMENT DUE: \$ 4,627.00
- 7a. Federal Tax Identification Number: [REDACTED]
- 7b. Worker's Compensation/Disability Benefits Policy Number: pending

[OFFICE USE ONLY]

Date filed: _____
SERIAL #: _____

8. Are there any local option restrictions in this area (Dry, Partially Dry)? ☐ Yes ☒ No

If YES, explain:

9. TO BE FILLED IN ONLY BY INDIVIDUAL OR PARTNERS

Name of Individual/Partner Residence Citizenship Date of Birth

Statutory Disqualification: Identify and explain as described on page II of Instructions.

10. TO BE FILLED IN ONLY BY CORPORATION OR LLC/LLP APPLICANTS

- a. State under what law applicant was organized: New York
- b. Date of organization: 3/12/2007
- SUBMIT COPY OF FILING RECEIPT**
- c. If applicant is a foreign entity, has a Certificate of Authority been obtained to do business in this state? ☐ YES ☐ NO
- d. If YES, date of certificate: _____
- e. Mailing address if different from premises address: _____
- f. List names and address of Principals (Stockholders, Officers, Directors, LLC Members/Managers, LLP Partners) - Attach additional sheets if necessary.

Name of Principals	Residence	Citizenship	Title	No. of Shares or % of ownership	Birth Date
Elaina Scotto-Faucetta		USA	Manager/Member	30%	
Anthony M. Scotto, Jr		USA	Manager/Member	30%	
Marion Scotto		USA	Manager/Member	30%	
Rosanna Scotto		USA	Member	10%	
Coastal To Go LLC		USA	Member	*	

* Annual earnings will be 5% of gross revenue before the other four share; upon sale he gets 20% of the net proceeds and the other four share pro rata

Statutory Disqualification: Identify and explain as described on page II of Instructions.

NONE

SECTION D

STATEMENT OF AREA PLAN

Applicants for on premises and liquor store licenses must complete Section D.

Are your premises within 200 feet of any
SCHOOL, CHURCH or PLACE OF WORSHIP?

☐ YES

☒ NO

If YES, submit a BLOCK PLOT DIAGRAM or AREA MAP showing the location of any school, church or place of worship in proximity to your applicant premises (8½" x 11").

Indicate the distance in feet from the proposed premises. *Attach additional sheets if necessary.*

1. Name of church/school: _____
Address: _____
Distance: _____
2. Name of church/school: _____
Address: _____
Distance: _____
3. Name of church/school: _____
Address: _____
Distance: _____

SECTION E

LANDLORD IDENTIFICATION INFORMATION

1. Name of Landlord: Ten Hanover LLC
2. Landlord address: c/o The Witkoff Group LLC 220 East 42nd Street, New York, New York 10017
3. Landlord's telephone number: (203) 552-9167

4. Landlord Principals:

Name	Address
Steven Witkoff	220 East 42nd Street, New York, New York 10017

- 5(a). Are any persons listed on this form currently or previously
Licensed under the ABC Law?

☐ YES

☐ NO

- (b). If YES, list names and license numbers:

Unknown - Landlord refused information.

1205362

SECTION C

500 FOOT RULE STATEMENT

**Applicants for on premises licenses must complete Section C.
(Not required for on premises beer or wine application)**

In the public interest, the provisions of Section 64.7 and 64-a.7 of the ABC Law require the Authority to consult with the municipality or community board prior to granting a license for **ANY ON-PREMISES LIQUOR LICENSE** for any premises within five hundred feet of three or more similarly licensed premises. The Authority is further required to conduct a public hearing, upon notice to the applicant and the municipality or the community board.

The proposed premises:

Check the appropriate box

☐

Premises is not within a 500 foot radius of three or more establishments selling liquor for on-premises consumption.

☒

Premises is within a 500 foot radius of three or more establishments selling liquor for on-premises consumption. If so, you must complete the written statement below, unless the premises has been continuously licensed on or prior to November 1, 1993.

IMPORTANT:

If premises is within a 500 foot radius of 3 or more on-premise liquor licenses and have not been continuously licensed since 11/1/93 you must, **SUBMIT A WRITTEN STATEMENT EXPLAINING IN DETAIL WHY YOU BELIEVE ISSUANCE OF THIS LICENSE WOULD BE IN THE PUBLIC INTEREST.**

See annexed rider.

1205362

RIDER TO SECTION C

STATEMENT OF PUBLIC CONVENIENCE
AND ADVANTAGE AND THE PUBLIC INTEREST

Public convenience and advantage and the public interest will be served by granting this application for an on-premises liquor license, which conclusion is supported by the following factors:

(a) The Premises will provide employment to several persons, a number of whom will be from the neighborhood in which the Premises are located. It is certainly in the public interest for the City and State (and especially for the neighborhood) to encourage prospective employers such as the Applicant to open for business here and thereby aid in reducing the present level of unemployment in New York City.

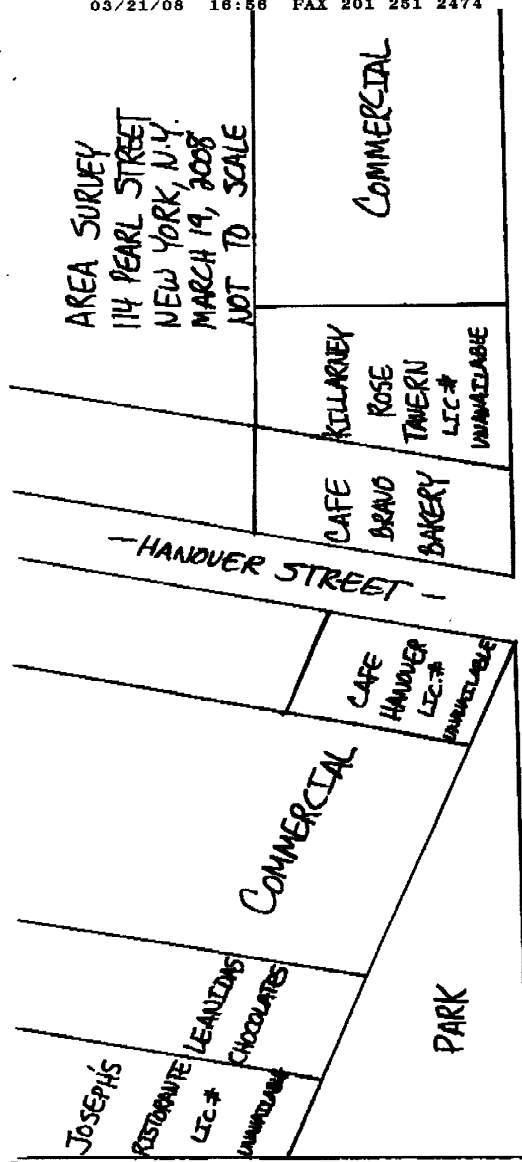
(b) It is anticipated that the Applicant's Restaurant business will produce substantial sales tax revenue for the City and State of New York.

(c) The New York City Planning Commission has heretofore voted to permit a Use Group 6 business (such as a restaurant), to lawfully operate at the Premises. Inasmuch as the Applicant intends to operate a restaurant business at the Premises, such intended use is, therefore, ipso facto, in the public interest.

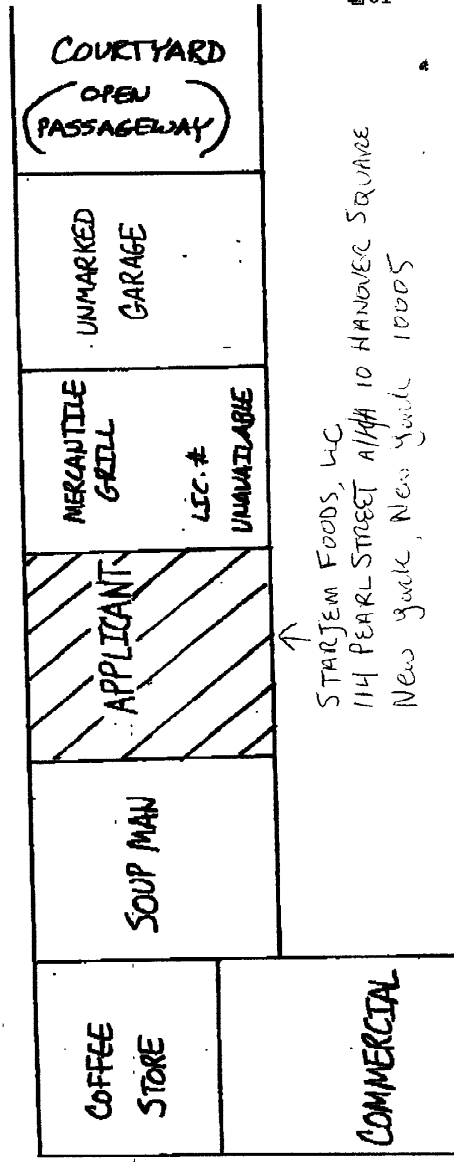
(d) The appearance of the Applicant's sparkling new establishment on the block can only benefit the service and retail businesses in the surrounding neighborhood by attracting more people to the block.

(f) This application has been approved by Community Board No 1 (Manhattan). In view of downtown Manhattan's ongoing efforts to recover from the lingering impacts of the 9/11 tragedy, the Applicant's proposed restaurant will certainly further that end. In this regard, the head of the local organization devoted to promoting the revival of the downtown Manhattan business district vigorously supported the Applicant at the meeting of Community Board 1 which considered and approved this application.

In light of the foregoing, public convenience and advantage and the public interest will be served by granting this application.



— PEARL ST. —



- HANOVER SQ. -

1205362

COMMERCIAL
HARRY'S STEAK LIC.# UNAVAILABLE
ULYSSES CARVERY LIC.# UNAVAILABLE
PIZZERIA
STONE STREET TAVERN LIC.# UNAVAILABLE
MAD DOG BEANS & MEXICAN CANTINA LIC.# UNAVAILABLE

COMMERCIAL
SHOE REPAIR
CLEANERS
COMMERCIAL
GARAGE

ROBERT V. FERRARI

ATTORNEY AT LAW

630 THIRD AVENUE, NEW YORK, N.Y. 10017

(212) 972-7040

TELECOPIER (212) 922-1939

E-MAIL: rvf@rvferrari.com

RICHARD H. BYRNES

March 31, 2008

New York State Liquor Authority
317 Lenox Avenue, 4th Floor
New York, New York 10027
Attention: Linda DeFazio-Ahmed.
Examiner

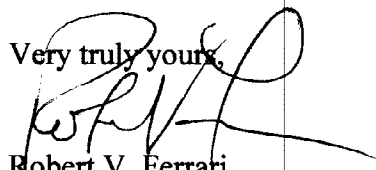
Re: Starjem Foods ,LLC
114 Pearl Street a/k/a 10 Hanover Square
New York, NY 10005
Serial No: 1205362

Dear Ms. DeFazio-Ahmed,

I spoke to Mr. Sikowsky last Friday he said he would be calendaring the 500' hearing in this matter. He asked for an explanation to be made part of the file as to why the application was filed incorrectly as to the 500' rule.

I spoke to the clients representative who looked around the neighborhood and the only excuse she had was her perception of distances were bad. In any event she acknowledges now that there are at least 3 on-premises liquor licenses within 500' of the premises.

Very truly yours,


Robert V. Ferrari

ROBERT V. FERRARI

ATTORNEY AT LAW

630 THIRD AVENUE, NEW YORK, N.Y. 10017

(212) 972-7040

TELECOPIER (212) 922-1939

E-MAIL: rvf@rvferrari.com

RICHARD H. BYRNES

March 31, 2008

New York State Liquor Authority
317 Lenox Avenue, 4th Floor
New York, New York 10027
Attention: Linda DeFazio-Ahmed.
Examiner

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114 Pearl Street a/k/a 10 Hanover Square
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Serial No: 1205362

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Robert V. Ferrari

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ATTORNEY AT LAW

630 THIRD AVENUE, NEW YORK, N.Y. 10017

(212) 972-7040

TELECOPIER (212) 922-1939

E-MAIL: rvf@rvferrari.com

RICHARD H. BYRNES

April 21, 2008

BY HAND

State Liquor Authority

317 Lenox Avenue

New York, New York 10027

Attention: Michael Sakovsky

Deputy Commissioner

Re: Starjem Foods LLC (hereinafter "Starjem")
114 Pearl Street a/k/a 10 Hanover Street
New York, New York (the "Premises")
Serial No: NEW OP 1205362

Dear Commissioner Sakovsky:

I am the attorney for Stargem which filed an application for an on- premises liquor license on February 13, 2008.

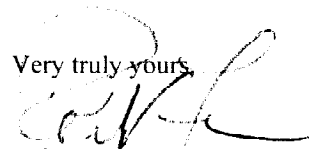
Prior to filing this application, my client's principal informed me that the Premises were not within 500 feet of three or more similarly licensed establishments and I indicated such on Section C to the application.

Subsequent to filing, I discovered that such was not the case and proceeded to transmit a corrected Section C to Ms. Linda DeFazio-Ahmed, the investigator assigned to this application. I, thereafter, telephoned Ms. DeFazio-Ahmed to request that she have her office calendar a 500 foot hearing for this application; and she responded by advising me that I would have to submit that request for you.

On or about March 21, 2008, we spoke by telephone regarding this matter and you indicated that that I should note such request in a letter, whereupon, this application would be calendared for a 500 foot hearing. I transmitted such letter to Ms. DeFazio-Ahmed on March 21, 2008. To date, I have not received written notice of the date for such 500 foot hearing.

It would appreciated if the 500 foot hearing could be calendared at your earliest convenience.

Very truly yours,


Robert V. Ferrari



STATE OF NEW YORK
EXECUTIVE DEPARTMENT
DIVISION OF ALCOHOLIC BEVERAGE CONTROL
STATE LIQUOR AUTHORITY

www.abc.state.ny.us

David A. Paterson
Governor

317 Lenox Avenue
New York, New York 10027

Chairman
Daniel B. Boyle

Commissioner
Noreen Healey

500 FOOT HEARINGS

Serial Number: NEW OP 1205362

Applicant Name: STARJEM FOODS, LLC

Address: 114 PEARL STREET
a/k/a 10 HANOVER SQUARE
NEW YORK, NY 10005

PLEASE TAKE NOTICE that a hearing in connection with the above captioned application for a retail on-premises liquor license will be held on 5/13/2008 at 11:00 a.m. at the State Liquor Authority offices located at 317 LENOX AVENUE NEW YORK, NY 10027-4TH FLOOR HEARING BUREAU.

This hearing is being held because the applied for premises are in a municipality with a population of 20,000 or more people and it appears that there are already 3 or more retail on-premises liquor licensees located within 500 feet of the applied for premises.

PLEASE TAKE FURTHER NOTICE that the applicant and/or its attorney must be physically present at the hearing to be held on 5/13/2008. If the applicant or it's attorney does not physically appear and anyone else appears in opposition to this application, the Authority will presume that the applicant is unable to demonstrate that issuance of the applied for license is in the public interest.

The hearing will be conducted by an employee of the State Liquor Authority. The hearing will be tape recorded and the tape of the hearing will be made available to the Members of the Authority. All persons wishing to testify in favor of or in opposition to the application will be permitted to testify after they are placed under oath. No cross-examination of any witness will be permitted, however a witness may be asked questions by the State Liquor Authority employee conducting the hearing. If any person in opposition to this application wishes to submit written testimony or other evidence in lieu of (or in addition to) oral testimony, that person may do so by delivering the written testimony or other material to the State Liquor Authority no later than 3:00 p.m. on 5/20/2008. Any material received after that date will not be considered. A copy of any material sent to the State Liquor Authority should be directed to HEARING BUREAU-4TH FLOOR at the following address 317 LENOX AVENUE and must also be delivered to the applicant or it's representative on or before 3:00 p.m. on 5/20/2008 at the following address ROBERT V. FERRARI 630 3RD AVE. 16TH FLOOR NEW YORK, NY 10017. The applicant or it's representative may respond in writing to any written submissions it receives provided that such written response is received at the State Liquor Authority (with a copy to the Municipality/NYC Community Board) no later than 3:00 p.m. on 5/22/2008. Any material received after that date will not be considered.

NOTICE OF 500 FOOT RULE HEARING

PAGE #2

Serial Number: *

After all oral testimony has been presented, the Authority employee conducting the hearing will permit the applicant to provide additional evidence in written form only provided that such written evidence is delivered to the State Liquor Authority no later than 3:00 p.m. on 5/20/2008. Any material received after that date will not be considered. A copy of any material sent to the State Liquor Authority must also be sent to the Municipality/NYC Community Board at the address shown at the bottom of this notice. The Municipality/NYC Community Board may respond in writing provided that it delivers it's response to the State Liquor Authority (with a copy to the applicant or its attorney) no later than 3:00 p.m. on 5/22/2008. Any material received after that date will not be considered.

PLEASE TAKE FURTHER NOTICE that on 5/22/2008 the record in this hearing will be closed and the matter will be presented to the Members of the State Liquor Authority at a regular meeting for final determination. At the meeting of the Members of the State Liquor Authority no further testimony, evidence or other material will be accepted and under no circumstances will anyone be permitted to speak.

The steps and times outlined above will be strictly adhered to.

PLEASE TAKE FURTHER NOTICE that no additional notices of any kind will be sent when this matter is presented to the Members of the Authority.

DATED: 4/23/2008

**STARJEM FOODS, LLC
APPLICANT**

**ROBERT V. FERRARI
APPLICANTS REPRESENTATIVE**

**COMM BD # 1
49-51 CHAMBERS ST.
NEW YORK, NY 10123
NEW YORK CITY COMMUNITY BOARD**


FOR FURTHER INFORMATION

CONTACT LICENSING INFORMATION AT (212) 961-8385 OR (212) 961-8386

MEMORANDUM
NEW YORK STATE LIQUOR AUTHORITY
Hearing Bureau
317 Lenox Avenue
New York, New York 10027

-----X

TO: License Bureau

FROM: Raymond Di Luglio—Administrative Law Judge 

DATE: May 23, 2008

SUBJECT: 500' Hearing
Held May 13, 2008
Calendar # 2008-143
New OP 1205362
Applicant: Starjem Foods, LLC
114 Pearl St.
a/ka/ 10 Hanover Sq.
New York, NY 10005

A 500 Foot Hearing, on notice to the applicant and Manhattan Community Board No. 1, was held on May 13, 2008, pursuant to Sections 64 (7) (f) and 64-a 7 (d) of the ABC law. Pursuant thereto the applicant was afforded an opportunity to demonstrate that the granting of an on-premise liquor license would be in the public interest; and the Community Board afforded an opportunity to demonstrate opposition to the granting of said license as not in the public interest.

Richard H. Byrnes, Esq. appeared on behalf of the applicant.

No one appeared on behalf of Manhattan Community Board No. 1.

Mr. Byrnes stated that the granting of this license is in the public interest, in part, because numerous people from the neighborhood will be employed; tax revenue for the City will be generated; and the area has been approved for restaurants by the NY City planning board. He stated that the Community Board held a meeting on this matter and approved the issuance of a license.

ESTABLISHMENT QUESTIONNAIRE

All applicants must complete Section G.

1. NEIGHBORHOOD:

Type of neighborhood:

- ☒ Residential
☒ Business
☐ Shopping Mall

2. PREMISES (exterior):

a. Type of building and number of floors:

(Example: Detached, multi unit, shopping mall, etc.)

detached high-rise apartment building

b. Has premises been known by any other address?
If YES, please specify:

☒ YES ☐ NO

See premises street address in item 1

c. Has premises been previously licensed for the sale of alcoholic beverages?

☐ YES ☒ NO

d. What was prior use of premises:

Vacant

e. Any outside area or sidewalk café used for the sale or consumption of alcoholic beverages? (includes roof & yard)
If YES, describe and show on diagram:

☒ YES ☐ NO

Sidewalk cafe.

f. If applying for an on-premises license does premises have a valid **CERTIFICATE OF OCCUPANCY** and **ALL** appropriate permits?

☒ YES ☐ NO

SUBMIT A COPY OF THE CERTIFICATE OF OCCUPANCY OR A LETTER FROM MUNICIPALITY STATING NONE IS NEEDED.

g. Are the premises to be licensed divided in any way, by a public or private passageway, etc., over which the applicant does not have exclusive possession and control?
If YES, describe:

☐ YES ☒ NO

3. PREMISES (interior):

a. On what floor(s) are the premises to be located:
How many room(s) on each floor?

First Floor and Basement

1st Floor - 3 rooms, basement-2 rooms

b. Use of rooms?

1st- dining room and food prep area and bar, Basement-Storage and Kitchen

c. If more than one floor, what is the access between floors?

Stairway

d. How many bathrooms? 4

4

e. Location of bathrooms? (include on diagram)

2 on first floor, 2 in basement

Establishment Questionnaire

Section G

- f. What is the maximum number of persons that can legally occupy the premises? 175
- g. Number of tables? During Breakfast/Lunch service-27, during dinner service - 35
- h. Number of seats at tables? during breakfast/lunch - 84, during dinner - 132
- i. Is the interior view unobstructed throughout? Yes
- If not, state reason: _____
- j. Any openings to other parts of the building? ☒ YES ☐ NO
If YES, describe: From basement of premises to common area of basement of building

4. BARS:

- a. How many *stand-up bars are located on the premises? one
- b. How many *service bars*? None
- c. Describe all bars (length, shape and location): Straight 26'
- d. Any food counters?
If YES, describe: ☒ YES ☐ NO
During Breakfast/Lunch - bar becomes food counter during dinner service it converts to public bar
- *See instructions, page II for definition of stand-up and service bars.

5. KITCHEN:

- a. Does premises have a kitchen or food preparation area? (If any, show on diagram). ☒ YES ☐ NO
- b. Is food available for sale? ☒ YES ☐ NO
- If yes, describe type of food and **SUBMIT A MENU.** Italian

6. HOTEL:

- a. Type of Hotel: ☐ Transient
☐ Apartment
☐ Summer
- b. Is there a restaurant in the building(s) housing the proposed hotel? ☐ YES ☐ NO
- c. How many floors? _____
- d. How many rooms? _____
- e. How many mini bars? _____

SECTION H

PROPOSED METHOD OF OPERATION

**All applicants for a license to sell alcoholic beverages
must complete Section H.**

1. What type of establishment will this be?
(i.e.: restaurant, tavern, disco, etc.)

Restaurant

2. Will premises have music?

☒ YES

☐ NO

If YES, what type of music? Explain in detail: **Background only**

3. Will premises permit dancing?

☐ YES

☒ NO

- 3a. If YES, describe:

4. What are the proposed days/hours of operation?
(Specify days and hours each day)

Seven days per week 6am-11:30pm

5. Will the business employ a manager?
If YES, see question 6.

☐ YES

☒ NO

6. Name(s) of manager(s)?
(Manager(s) **MUST** complete a personal questionnaire
Prior to employment.)

self-managed

7. How many employees?

8. Will there be security personnel?
(If YES, how many?)

☐ YES

☒ NO

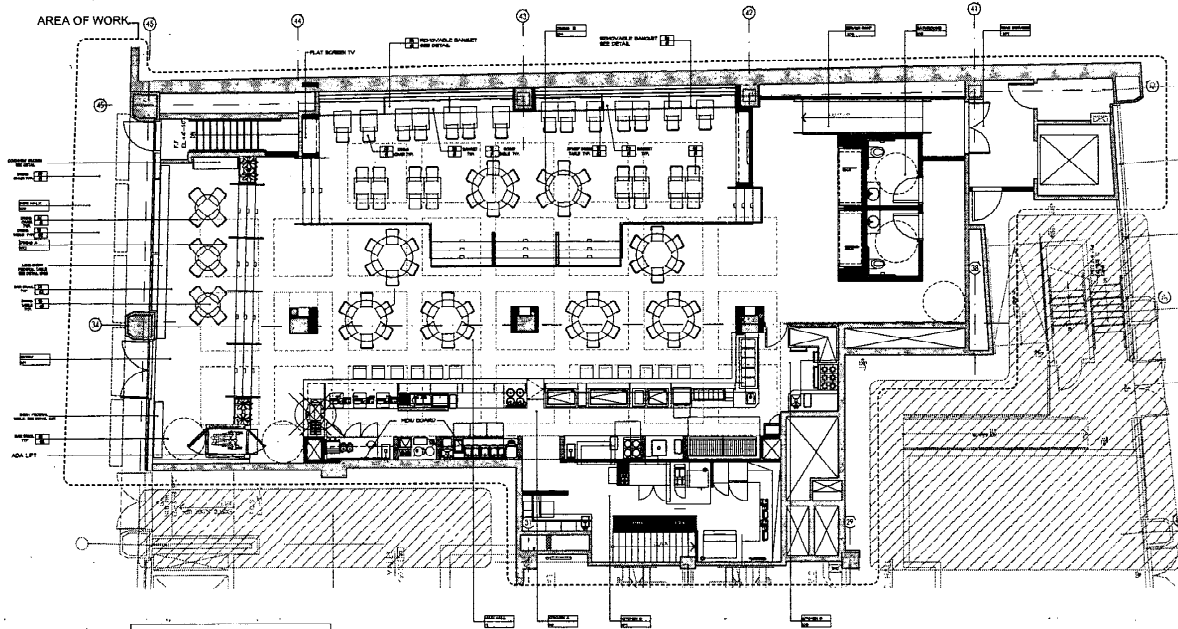
9. Will applicant engage in internet sale of alcoholic beverages?

☐ YES

☒ NO

If YES, describe:

STARTER FOODS LLC, 114 BEAR ST., NY, NY



* REFER TO SPECIFICATIONS FOR FURNITURE SPECS

FURNITURE PLAN

$$1/16" \equiv 1$$

FIRST FLOOR // DINNER SERVICE DIAGRAM

[illegible]

STARJEM FOODS LLC, 114 Pearl St, NY, NY



AT NEW STAIR FOR A HEIGHT OF 8'-6" ABOVE
TIE-BEAM, REMOVE BLOCK AND SPRAY-ON
FIREPROOFING AND APPLY INTUMESCENT COATING
TO COATED FIREPROOFING AND COVER WITH 5/8"
SHEETROCK.

COLUMN FIREPROOFING DETAIL
NO SCALE

LEGEND

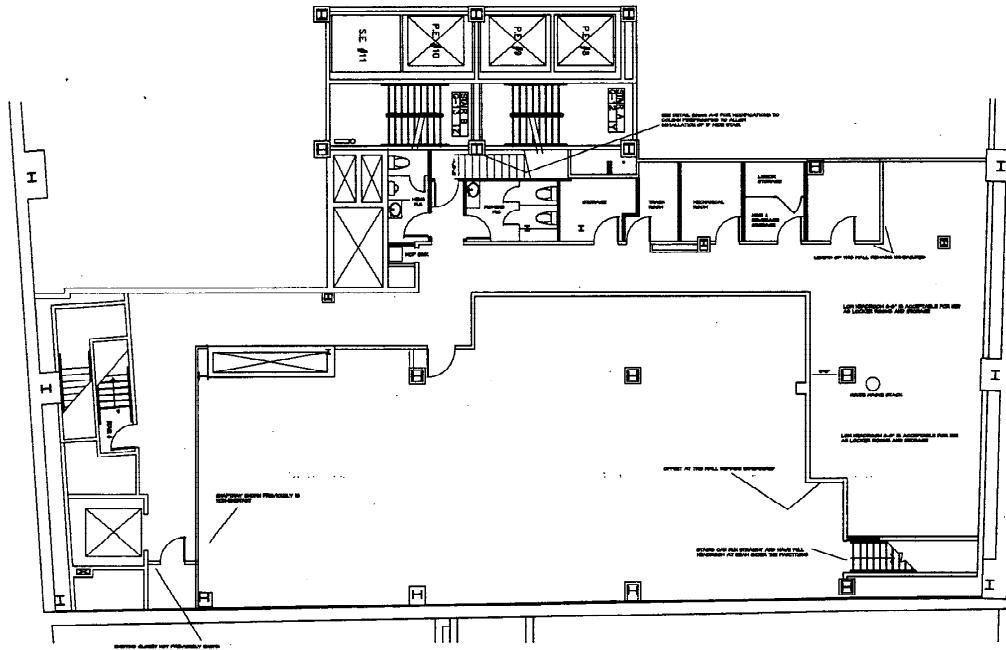
EXISTING WALLS AND PARTITIONS
NEW PARTITIONS: 5/8" METAL STUDS &
1" GIP WITH 5/8" FILLERBOARD ON BOTH SIDES

FLOORS

KITCHEN: SPARSELY SPARSE TILE WITH SPOT
GROUT (SEE DETAIL DRAWING)
CORRIDOR: 3/4" TILE SPARSE TILE GROUT TANK
BATHROOM: CERAMIC TILE
STORAGE: 1" MEGA CONCRETE

WALLS

KITCHEN: SPARSELY SPARSE TILE WITH SPOT
GROUT (SEE DETAIL DRAWING)
CORRIDOR: PARTED SHEETROCK
BATHROOM: CERAMIC TILE



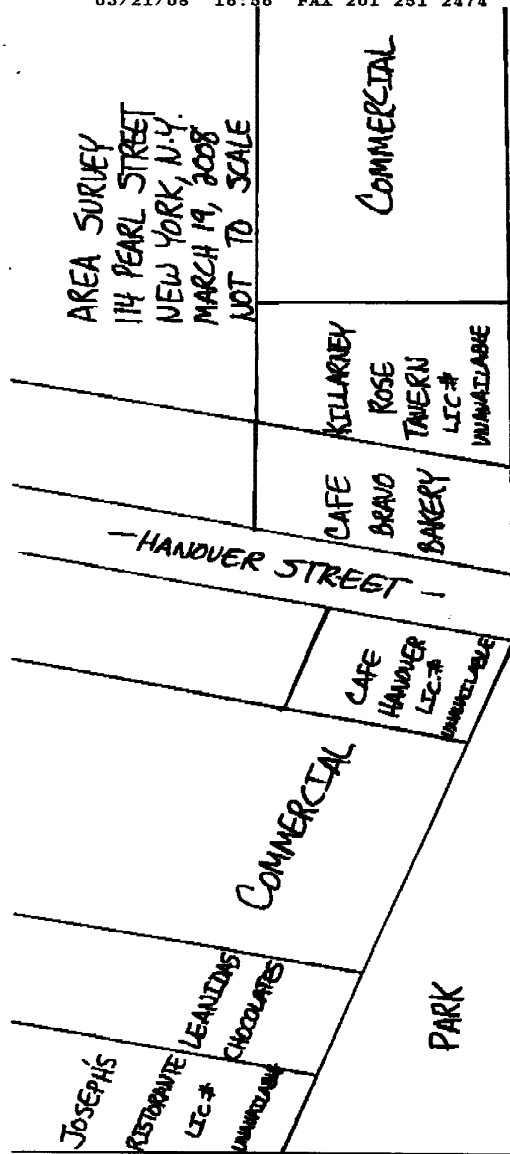
CELLAR FLOOR PLAN
NORTH-ARROW-001

BASEMENT

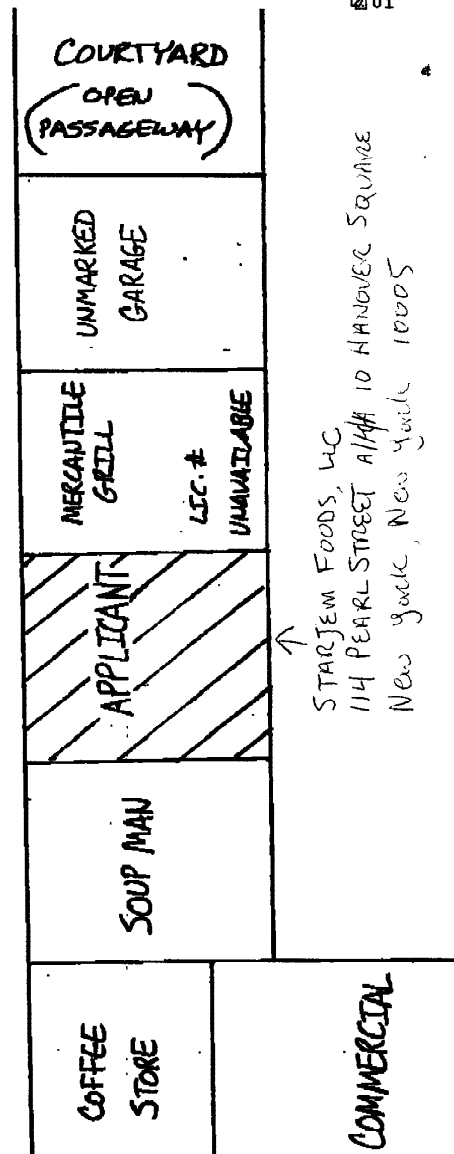
1/16" = 1'

SHEET	CELLAR FLOOR PLAN		DATE	5-1-07	SHEET
PROJECT	10 HANOVER SQ. MANHATTAN N.Y.		SCALE	AS NOTED	A-2
			BY	Y.B.	
			FILE		
\\Server\DX\Drawing\UNTITLED-6.TIF					

A-2



— PEARL ST. —



— HANOVER SQ. —

1205362-

COMMERCIAL
HARRY'S STEAK LIC.# UNAVAILABLE
ULYSSES CARVERY LIC.# UNAVAILABLE
PIZZERIA
STONE STREET TAVERN LIC.# UNAVAILABLE
MAD DOG BEANS & MEXICAN CANTINA LIC.# UNAVAILABLE

COMMERCIAL
SHOE REPAIR
CLEANERS
COMMERCIAL
GARAGE

LIST OF EXPENSES FOR THIS VENTURE

All applicants must complete Section B

Expense Item (Actual or Estimated):

1.	Real property	\$	n/a
2.	Purchase/contract price (submit copy of contract)	\$	n/a
3.	Security deposit	\$	Letter of credit
4.	Operating capital	\$	75,706
5.	Miscellaneous expenses (include Attorney/Representative fee)	\$	311,000
6.	SLA fees	\$	4,627
7.	First month's rent and any paid to date	\$	28,667
8.	Renovations	\$	1,850,000
9.	Other	\$	530,000

10. **Total Cash \$** 2,500,000 (See Instructions, Page IV, Section B for required verifications)

11. **Total Deferred \$** 300,000
(Total Deferred includes loans, mortgages, lines of credit, notes, etc. Attach copies of **EACH** source of deferred monies)

EXPLAIN IN DETAIL HOW DEFERRED: _____

12. **TOTAL COST \$** 2,800,000

NOTE: The amounts in items 1 through 9 must total the amount reflected in item 12.

The amounts in items 10 and 11 must total the amount reflected in item 12.

IMPORTANT – Submit any and all records, documents and affidavits that you feel may assist you in explaining the source of monies as per instruction sheet.

List bank account numbers from which "total cash" will derive.

List lenders and amounts (to be) loaned from which "total deferred" will derive.

Dollar(s) Amount	Type of Investment (Accounts, Loans, Gifts, Asset Sales, etc.)	Source of Funds
		Identify by Name – Lender, Gifto, Asset, Sales, Etc. – Provide Personal Questionnaires
\$2,500,000	Investment	Richard T. Fields
300,000	Loan	North Fork Bank - Line of Credit

Attach additional sheet if necessary.

1205362-

CERTIFICATE OF FORMATION
OF
COASTAL TO GO, LLC

State of Delaware
Secretary of State
Division of Corporations
Delivered 01:59 PM 06/07/2007
FILED 01:45 PM 06/07/2007
SRV 070683772 - 4366191 FILE

This Certificate of Formation of Coastal To Go, LLC (the "LLC"), dated as of June 7, 2007, is being duly executed and filed by Angela M. Amaru, as an authorized person, to form a limited liability company under the Delaware Limited Liability Company Act (6 Del. C. §18-101. et seq.).

FIRST: The name of the limited liability company formed hereby is Coastal To Go, LLC.

SECOND: The address of the registered office of the LLC in the State of Delaware is c/o National Corporate Research, Ltd., 615 South DuPont Highway, Dover, DE, County of Kent, 19901.

THIRD: The name and address of the registered agent for service of process on the LLC in the State of Delaware is National Corporate Research, Ltd., 615 South DuPont Highway, Dover, DE, County of Kent, 19901.

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Formation as of the date first above written.

/s/ Angela M. Amaru
Angela M. Amaru
Authorized Person

Mr. Fields holds (or has held) positions at the following entities:

Name	CSTL Holdings, LLC
Address	c/o 1 East 57 th Street New York, New York 10022
Telephone	[REDACTED]
Position	Managing Member
Date to Present	February 21, 2003

Holding co.
for
special
purpose
LLC's

Name	Wyoming Land and Cattle, LLC Horse & cattle.
Address	c/o 1 East 57 th Street New York, New York 10022
Telephone	[REDACTED]
Position	Managing Member
Date to Present	Approximately January 1, 2005 - Present

holding
company

Name	Coastal Development, LLC Project development
Address	c/o 1 East 57 th Street New York, New York 10022
Telephone	[REDACTED]
Position	Managing Member
Date to Present	Approximately October 15, 1999 - Present

Name	Seven Arrows Investment & Development Corp. Project
Address	c/o 1 East 57 th Street New York, New York 10022
Telephone	[REDACTED]
Position	
Date to Present	Approximately July, 1994 - October 15, 1999

development

*company ceased operations

Name	Power Plant Entertainment, LLC
Address	601 East Pratt St. Baltimore, Maryland 21202
Telephone	[REDACTED]
Position	N/A - Business Manager
Date to Present	2002 to Present

Project
development

***Applicants for on premises licenses must complete Section C.
(Not required for on premises beer or wine application)***

The proposed premises:

☒

IMPORTANT:

If premises is within a 500 foot radius of 3 or more on-premise liquor licenses and have not been continuously licensed since 11/1/93 you must, SUBMIT A WRITTEN STATEMENT EXPLAINING IN DETAIL WHY YOU BELIEVE ISSUANCE OF THIS LICENSE WOULD BE IN THE PUBLIC INTEREST.

[illegible]

1205362 - 28

SECTION B

LIST OF EXPENSES FOR THIS VENTURE

All applicants must complete Section B

Expense Item (Actual or Estimated):

1.	Real property	\$	n/a
2.	Purchase/contract price (submit copy of contract)	\$	n/a
3.	Security deposit	\$	Letter of credit
4.	Operating capital	\$	75,706
5.	Miscellaneous expenses (include Attorney/Representative fee)	\$	311,000
6.	SLA fees	\$	4,627
7.	First month's rent and any paid to date	\$	28,667
8.	Renovations	\$	1,850,000
9.	Other	\$	530,000
10.	Total Cash \$ 2,500,000		(See Instructions, Page IV, Section B for required verifications)
11.	Total Deferred \$ 300,000		

(Total Deferred includes loans, mortgages, lines of credit, notes, etc. Attach copies of **EACH** source of deferred monies)**EXPLAIN IN DETAIL HOW DEFERRED:**12. **TOTAL COST** \$ 2,800,000**NOTE:** The amounts in items 1 through 9 must total the amount reflected in item 12.

The amounts in items 10 and 11 must total the amount reflected in item 12.

IMPORTANT – Submit any and all records, documents and affidavits that you feel may assist you in explaining the source of monies as per instruction sheet.**List bank account numbers from which "total cash" will derive.****List lenders and amounts (to be) loaned from which "total deferred" will derive.**

Dollar(s) Amount	Type of Investment (Accounts, Loans, Gifts, Asset Sales, etc.)	Source of Funds	
		Identify by Name – Lender, Gifor, Asset, Sales, Etc. – Provide Personal Questionnaires	
300,000	Loan	North Fork Bank - Line of Credit	

Attach additional sheet if necessary.

PERSONAL QUESTIONNAIRE

- ♦ All principals to the license application must complete this questionnaire in full.
♦ Answer all questions below.

- ♦ Make duplicate blank forms as necessary.
♦ Attach additional sheets if more space is needed.

NAME OF APPLICANT: Starjem Foods LLC

1. Statement of Identification

Print YOUR name: Rosanna Scotto		Date of birth: [REDACTED]
Residence street address of above: [REDACTED]		Social Security number: [REDACTED]
County: [REDACTED]		E-mail address:
City, State, Zip: [REDACTED]		Telephone number (residence): [REDACTED]
U.S. citizen? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	If NOT U.S. citizen - country of citizenship:	If Alien, registration # or Visa type:
List any other names that you have been known by (including maiden name):		

Height <u>5'4"</u>	Hair Color <u>Brown</u>	Marital Status <u>Married</u>
Sex <input type="checkbox"/> Male <input checked="" type="checkbox"/> Female	Eye color	Spouse Name <u>Louis Ruggiero</u>
Weight <u>125lbs</u>		Spouses Social Security #: [REDACTED]

2. Residences for the past TEN years. (If more space is required, attach additional sheets):

Address	From (month/year)	To (month/year)
[REDACTED]		

3. Your occupation for the past TEN years. (If more space is required, attach additional sheets).

From/To (month/year)	Employer	Address	Type of Business	Position
3/1986 to date	Fox 5 News	205 East 67th Street, NY, NY	News Station	Anchor

4. Position (or interest) you will hold in the license application (check each):

<input type="checkbox"/> President	<input type="checkbox"/> Director	<input type="checkbox"/> Manager
<input type="checkbox"/> Vice President	<input type="checkbox"/> Stockholder	<input type="checkbox"/> Lender
<input type="checkbox"/> Secretary	<input type="checkbox"/> Partner	<input type="checkbox"/> Donor
<input type="checkbox"/> Treasurer	<input type="checkbox"/> General Partner	<input type="checkbox"/> Guarantor
<input type="checkbox"/> Chairman	<input type="checkbox"/> Limited Partner	<input type="checkbox"/> LLC Manager
<input type="checkbox"/> Officer	<input type="checkbox"/> Sole Proprietor	<input checked="" type="checkbox"/> LLC Member
<input type="checkbox"/> OTHER		

5. LICENSE HISTORY / AFFILIATIONS

Section M

If you are an applicant (i.e.: proprietor, partner, stockholder, officer or director) or applicant's spouse, will you continue your present occupation or business?

☒ YES☐ NO

If YES, list hours you will devote to business sought to be licensed:

Will you take an active part in the operation of the business to be licensed?

☐ YES☒ NO

If YES, explain nature of activity (hours, day, week):

Do you have any interest, direct or indirect, in any premises currently licensed by the Liquor Authority or business where any alcoholic beverage is manufactured, transported or sold at wholesale or retail whether by stock ownership, interlocking directors, mortgage or lien on, or ownership of any real or personal property, or by any other means including loans?

☒ YES☐ NO

If YES, provide information below:

Business Name	Business Address	Date Interest Began	Liquor License No.
Starjem LLC	40 East 52nd Street, New York, New York 10022	1999	1027037
Starjem Restaurant Inc	34 East 52nd Street, New York, New York 10022	1993	1027039

Other than as itemized in the above, have you ever applied in New York State, or Anywhere for a license or permit to traffic in alcoholic beverages, including Any application as a partnership or corporation in which you are/were a principal?

☐ YES☒ NO

If YES, provide information below:

Name of applicant	Address of premises	Date of filing	License No.	Disposition
-------------------	---------------------	----------------	-------------	-------------

Has a license or permit listed above been REVOKED, CANCELED Or otherwise **Involuntarily Terminated**?

☐ YES☒ NO

If YES, state action and date of action, and give details:

Are you a police commissioner, other police official, subordinate of any police Department, a Sheriff, Deputy, Under-Sheriff or any Peace Officer?

☐ YES☒ NO

If YES, provide details?

6. CONVICTION RECORD & PENDING CRIMINAL CASES

Section M

- (a) Have you or your spouse (or any officer, director, shareholder or partner listed in this application or the spouse of such person) been convicted of a crime addressed by the provisions of Section 126 of the ABC Law (see instructions for statutory disqualification) which would forbid a person to traffic in alcoholic beverages?

☐ YES☒ NO

If YES, supply details (attach additional pages as necessary):

- (b) Have you or your spouse (or any officer, director, shareholder or partner Listed in this application or the spouse of such person) ever been CONVICTED (including pleas of guilty or suspended sentences of any felony, misdemeanor (including driving while intoxicated or impaired) or any other type of offense EXCEPT MINOR TRAFFIC INFRACTIONS?

☐ YES☒ NO

- (c) If YES, attach a **Certificate of Disposition** by the court clerk for each case
And a Certificate of Relief from disabilities if available and submit an Affidavit explaining all details. If you have reported all convictions to this Authority and were subsequently approved for a license, check here:

Approved: _____

- (d) Are there any **ARRESTS, INDICTMENTS or SUMMONSES** other than minor traffic infractions **PENDING** against you or your spouse (or any officer, director, shareholder or partner listed in this application or the spouse of such person) – including driving while intoxicated or impaired?

☐ YES☒ NO

- (e) IF YES, PROVIDE COPY OF ACCUSATORY INSTRUMENT.

- (f) If you are an applicant (i.e. proprietor, partner, stockholder, officer or Director), would any of the above questions require a YES answer if asked of your spouse?

☐ YES☒ NO**7. INFORMATION CONCERNING AVAILABILITY OF PREMISES**

Explain how you became aware of the availability of the proposed premises.

Through my mother Marion Scotto,

8. FINANCES

Section M

IMPORTANT: Submit any and all records, documents and affidavits that you feel may assist you in explaining the source of monies you will provide the applicant as per instruction sheet.

State **TOTAL AMOUNT OF MONEY** you are providing the applicant:

\$ 0

Type of Investment
(Investment Loan, Contract Debt)

Type of Investment Dollar (\$) Amount

Source of Funds
(Accounts, Loans, Gifts, Asset Sales, etc.)
(enter identification numbers for accounts)

If you are guaranteed a loan as a co-signer or putting up something of value as collateral.

Identify Co-Signer or Collateral

Identify Loan/Describe Collateral

I understand that the information I submit will be relied upon by the State Liquor Authority and a false statement or misrepresentation will constitute cause for the disapproval of the application or revocation of any license for which this application is submitted.

I verify that statements made herein are true and if any change occurs prior to the receipt of the license, I will notify the Authority by registered or certified mail within 48 hours or if change occurs after the receipt of the license, I will notify the Authority similarly within 10 days. I understand that failure to give the required notice will violate the Alcoholic Beverage Control Law and may result in revocation of the license.

Signature of Applicant

Date

Rosanna Scott

Feb 11, 2008

PERSONAL QUESTIONNAIRE

- ♦ All principals to the license application must complete this questionnaire in full.
- ♦ Answer all questions below.

- ♦ Make duplicate blank forms as necessary.
- ♦ Attach additional sheets if more space is needed.

NAME OF APPLICANT: Starjem Foods LLC

1. Statement of Identification

Print YOUR name: Elaina Scotto-Faucetta		Date of birth: [REDACTED]
Residence street address of above: [REDACTED]		Social Security number: [REDACTED]
County: [REDACTED]		E-mail address:
City, State, Zip: [REDACTED]		Telephone number (residence): [REDACTED]
U.S. citizen? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	If NOT U.S. citizen - country of citizenship:	If Alien, registration # or Visa type:

List any other names that you have been known by (including maiden name):

Elaina Scotto

Height 5'5"	Hair Color Brown	Marital Status Married
Sex <input type="checkbox"/> Male <input checked="" type="checkbox"/> Female	Eye color Brown	Spouse Name Daniel Faucetta
Weight 120lbs		Spouses Social Security #: [REDACTED]

2. Residences for the past TEN years. (If more space is required, attach additional sheets):

Address	From (month/year)	To (month/year)
[REDACTED]	[REDACTED]	[REDACTED]

3. Your occupation for the past TEN years. (If more space is required, attach additional sheets).

From/To (month/year)	Employer	Address	Type of Business	Position
1999 to date	Starjem LLC	40 East 52nd Street, New York, New York 10022	Restaurant	Co-Manager
11/1993 to date	Starjem Restaurant Inc	34 East 52nd Street, NY, NY 10022	Restaurant	Co-Manager

4. Position (or interest) you will hold in the license application (check each):

- | | | |
|---|--|---|
| <input type="checkbox"/> President | <input type="checkbox"/> Director | <input type="checkbox"/> Manager |
| <input type="checkbox"/> Vice President | <input type="checkbox"/> Stockholder | <input type="checkbox"/> Lender |
| <input type="checkbox"/> Secretary | <input type="checkbox"/> Partner | <input type="checkbox"/> Donor |
| <input type="checkbox"/> Treasurer | <input type="checkbox"/> General Partner | <input type="checkbox"/> Guarantor |
| <input type="checkbox"/> Chairman | <input type="checkbox"/> Limited Partner | <input checked="" type="checkbox"/> LLC Manager |
| <input type="checkbox"/> Officer | <input type="checkbox"/> Sole Proprietor | <input checked="" type="checkbox"/> LLC Member |
| <input type="checkbox"/> OTHER _____ | | |

5. LICENSE HISTORY / AFFILIATIONS

Section M

If you are an applicant (i.e.: proprietor, partner, stockholder, officer or director) or applicant's spouse, will you continue your present occupation or business?

☒ YES☐ NO

If YES, list hours you will devote to business sought to be licensed:

10 hours

Will you take an active part in the operation of the business to be licensed?

☒ YES☐ NO

If YES, explain nature of activity (hours, day, week):

Marketing.

Do you have any interest, direct or indirect, in any premises currently licensed by the Liquor Authority or business where any alcoholic beverage is manufactured, transported or sold at wholesale or retail whether by stock ownership, interlocking directors, mortgage or lien on, or ownership of any real or personal property, or by any other means including loans?

☒ YES☐ NO

If YES, provide information below:

Business Name	Business Address	Date Interest Began	Liquor License No.
Starjem LLC	40 East 52nd Street, New York, New York 10022	1999	1027037
Starjem Restaurant Inc	34 East 52nd Street, New York, New York 10022	1993	1027039

Other than as itemized in the above, have you ever applied in New York State, or Anywhere for a license or permit to traffic in alcoholic beverages, including Any application as a partnership or corporation in which you are/were a principal?

☐ YES☒ NO

If YES, provide information below:

Name of applicant	Address of premises	Date of filing	License No.	Disposition
-------------------	---------------------	----------------	-------------	-------------

Has a license or permit listed above been REVOKED, CANCELED Or otherwise **Involuntarily Terminated**?

☐ YES☒ NO

If YES, state action and date of action, and give details:

Are you a police commissioner, other police official, subordinate of any police Department, a Sheriff, Deputy, Under-Sheriff or any Peace Officer?

☐ YES☒ NO

If YES, provide details?

6. CONVICTION RECORD & PENDING CRIMINAL CASES

Section M

- (a) Have you or your spouse (or any officer, director, shareholder or partner listed in this application or the spouse of such person) been convicted of a crime addressed by the provisions of Section 126 of the ABC Law (see instructions for statutory disqualification) which would forbid a person to traffic in alcoholic beverages?

☐ YES☒ NO

If YES, supply details (attach additional pages as necessary):

- (b) Have you or your spouse (or any officer, director, shareholder or partner Listed in this application or the spouse of such person) ever been **CONVICTED** (including pleas of guilty or suspended sentences of any felony, misdemeanor (including driving while intoxicated or impaired) or any other type of offense **EXCEPT MINOR TRAFFIC INFRACTIONS**?

☐ YES☒ NO

- (c) If YES, attach a **Certificate of Disposition** by the court clerk for each case
And a Certificate of Relief from disabilities if available and submit an Affidavit explaining all details. If you have reported all convictions to this Authority and were subsequently approved for a license, check here:

Approved: _____

- (d) Are there any **ARRESTS, INDICTMENTS or SUMMONSES** other than minor traffic infractions **PENDING** against you or your spouse (or any officer, director, shareholder or partner listed in this application or the spouse of such person) – including driving while intoxicated or impaired?

☐ YES☒ NO

- (e) IF YES, PROVIDE COPY OF ACCUSATORY INSTRUMENT.

- (f) If you are an applicant (i.e. proprietor, partner, stockholder, officer or Director), would any of the above questions require a YES answer if asked of your spouse?

☐ YES☒ NO**7. INFORMATION CONCERNING AVAILABILITY OF PREMISES**

Explain how you became aware of the availability of the proposed premises.

Real estate broker.

8. FINANCES

Section M

IMPORTANT: Submit any and all records, documents and affidavits that you feel may assist you in explaining the source of monies you will provide the applicant as per instruction sheet.

State TOTAL AMOUNT OF MONEY you are providing the applicant:

\$ 0

Type of Investment
(Investment Loan, Contract Debt)

Type of Investment Dollar (\$) Amount

Source of Funds
(Accounts, Loans, Gifts, Asset Sales, etc.)
(enter identification numbers for accounts)

If you are guaranteed a loan as a co-signer or putting up something of value as collateral.

Identify Co-Signer or Collateral

Identify Loan/Describe Collateral

I understand that the information I submit will be relied upon by the State Liquor Authority and a false statement or misrepresentation will constitute cause for the disapproval of the application or revocation of any license for which this application is submitted.

I verify that statements made herein are true and if any change occurs prior to the receipt of the license, I will notify the Authority by registered or certified mail within 48 hours or if change occurs after the receipt of the license, I will notify the Authority similarly within 10 days. I understand that failure to give the required notice will violate the Alcoholic Beverage Control Law and may result in revocation of the license.

Signature of Applicant

Date

PERSONAL QUESTIONNAIRE

- ♦ All principals to the license application must complete this questionnaire in full.
♦ Answer all questions below.

- ♦ Make duplicate blank forms as necessary.
♦ Attach additional sheets if more space is needed.

NAME OF APPLICANT: Starjem Foods LLC

1. Statement of Identification

Print YOUR name: Marion Scotto		Date of birth: [REDACTED]
Residence street address of above: [REDACTED]		Social Security number: [REDACTED]
County: [REDACTED]		E-mail address:
City, State, Zip: [REDACTED]		Telephone number (residence): [REDACTED]
U.S. citizen? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	If NOT U.S. citizen - country of citizenship:	If Alien, registration # or Visa type:
List any other names that you have been known by (including maiden name): Marion Anastasio		

Height 5'4"	Hair Color Blonde	Marital Status Married
Sex <input type="checkbox"/> Male <input checked="" type="checkbox"/> Female	Eye color Brown	Spouse Name Anthony Scotto
Weight 135lbs		Spouses Social Security #: [REDACTED]

2. Residences for the past TEN years. (If more space is required, attach additional sheets):

Address	From (month/year)	To (month/year)
[REDACTED]	[REDACTED]	[REDACTED]

3. Your occupation for the past TEN years. (If more space is required, attach additional sheets).

From/To (month/year)	Employer	Address	Type of Business	Position
1999 to date	Starjem LLC	40 East 52nd Street, New York, New York 10022	Restaurant	Manager
7/1993 to date	Starjem Restaurant Inc	34 East 52nd Street, NY, NY 10022	Restaurant	Manager

4. Position (or interest) you will hold in the license application (check each):

<input type="checkbox"/> President	<input type="checkbox"/> Director	<input type="checkbox"/> Manager
<input type="checkbox"/> Vice President	<input type="checkbox"/> Stockholder	<input type="checkbox"/> Lender
<input type="checkbox"/> Secretary	<input type="checkbox"/> Partner	<input type="checkbox"/> Donor
<input type="checkbox"/> Treasurer	<input type="checkbox"/> General Partner	<input type="checkbox"/> Guarantor
<input type="checkbox"/> Chairman	<input type="checkbox"/> Limited Partner	<input checked="" type="checkbox"/> LLC Manager
<input type="checkbox"/> Officer	<input type="checkbox"/> Sole Proprietor	<input checked="" type="checkbox"/> LLC Member
<input type="checkbox"/> OTHER _____		

5. LICENSE HISTORY / AFFILIATIONS

Section M

If you are an applicant (i.e.: proprietor, partner, stockholder, officer or director) or applicant's spouse, will you continue your present occupation or business?

☒ YES☐ NO

If YES, list hours you will devote to business sought to be licensed:

5 hours per week.

Will you take an active part in the operation of the business to be licensed?

☒ YES☐ NO

If YES, explain nature of activity (hours, day, week):

Quality control and booking parties.

Do you have any interest, direct or indirect, in any premises currently licensed by the Liquor Authority or business where any alcoholic beverage is manufactured, transported or sold at wholesale or retail whether by stock ownership, interlocking directors, mortgage or lien on, or ownership of any real or personal property, or by any other means including loans?

☒ YES☐ NO

If YES, provide information below:

Business Name	Business Address	Date Interest Began	Liquor License No.
Starjem LLC	40 East 52nd Street, New York, New York 10022	1999	1027037
Starjem Restaurant Inc	34 East 52nd Street, New York, New York 10022	1993	1027039

Other than as itemized in the above, have you ever applied in New York State, or Anywhere for a license or permit to traffic in alcoholic beverages, including Any application as a partnership or corporation in which you are/were a principal?

☐ YES☒ NO

If YES, provide information below:

Name of applicant	Address of premises	Date of filing	License No.	Disposition
-------------------	---------------------	----------------	-------------	-------------

Has a license or permit listed above been REVOKED, CANCELED Or otherwise **Involuntarily Terminated**?

☐ YES☒ NO

If YES, state action and date of action, and give details:

Are you a police commissioner, other police official, subordinate of any police Department, a Sheriff, Deputy, Under-Sheriff or any Peace Officer?

☐ YES☒ NO

If YES, provide details:

6. CONVICTION RECORD & PENDING CRIMINAL CASES

Section M

- (a) Have you or your spouse (or any officer, director, shareholder or partner listed in this application or the spouse of such person) been convicted of a crime addressed by the provisions of Section 126 of the ABC Law (see instructions for statutory disqualification) which would forbid a person to traffic in alcoholic beverages?

☐ YES☒ NO

If YES, supply details (attach additional pages as necessary):

- (b) Have you or your spouse (or any officer, director, shareholder or partner Listed in this application or the spouse of such person) ever been CONVICTED (including pleas of guilty or suspended sentences of any felony, misdemeanor (including driving while intoxicated or impaired) or any other type of offense EXCEPT MINOR TRAFFIC INFRACTIONS?

☐ YES☒ NO

- (c) If YES, attach a **Certificate of Disposition** by the court clerk for each case
And a **Certificate of Relief** from disabilities if available and submit an Affidavit explaining all details. If you have reported all convictions to this Authority and were subsequently approved for a license, check here:

Approved: _____

- (d) Are there any **ARRESTS, INDICTMENTS or SUMMONSES** other than minor traffic infractions PENDING against you or your spouse (or any officer, director, shareholder or partner listed in this application or the spouse of such person) – including driving while intoxicated or impaired?

☐ YES☒ NO

- (e) IF YES, PROVIDE COPY OF ACCUSATORY INSTRUMENT.

- (f) If you are an applicant (i.e. proprietor, partner, stockholder, officer or Director), would any of the above questions require a YES answer if asked of your spouse?

☐ YES☒ NO**7. INFORMATION CONCERNING AVAILABILITY OF PREMISES**

Explain how you became aware of the availability of the proposed premises.

Through real estate broker.

8. FINANCES

Section M

IMPORTANT: Submit any and all records, documents and affidavits that you feel may assist you in explaining the source of monies you will provide the applicant as per instruction sheet.

State **TOTAL AMOUNT OF MONEY** you are providing the applicant:

\$ 0

Type of Investment
(Investment Loan, Contract Debt)

Type of Investment Dollar (\$) Amount

Source of Funds
(Accounts, Loans, Gifts, Asset Sales, etc.)
(enter identification numbers for accounts)

If you are guaranteed a loan as a co-signer or putting up something of value as collateral.

Identify Co-Signer or Collateral

Identify Loan/Describe Collateral

I understand that the information I submit will be relied upon by the State Liquor Authority and a false statement or misrepresentation will constitute cause for the disapproval of the application or revocation of any license for which this application is submitted.

I verify that statements made herein are true and if any change occurs prior to the receipt of the license, I will notify the Authority by registered or certified mail within 48 hours or if change occurs after the receipt of the license, I will notify the Authority similarly within 10 days. I understand that failure to give the required notice will violate the Alcoholic Beverage Control Law and may result in revocation of the license.

Signature of Applicant

Marion Scott

Date

Feb. 11, 2008

PERSONAL QUESTIONNAIRE

- ♦ All principals to the license application must complete this questionnaire in full.
- ♦ Answer all questions below.
- ♦ Make duplicate blank forms as necessary.
- ♦ Attach additional sheets if more space is needed.

NAME OF APPLICANT: Starjem Foods LLC

1. Statement of Identification

Print YOUR name: Anthony M. Scotto, Jr.		Date of birth: [REDACTED]
Residence street address of above: [REDACTED]		Social Security number: [REDACTED]
County: [REDACTED]		E-mail address: [REDACTED]
City, State, Zip: [REDACTED]		Telephone number (residence): [REDACTED]
U.S. citizen? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	If NOT U.S. citizen - country of citizenship:	If Alien, registration # or Visa type:
List any other names that you have been known by (including maiden name):		

Height <u>5'10"</u>	Hair Color <u>Brown</u>	Marital Status <u>Married</u>
Sex <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Eye color <u>Brown</u>	Spouse Name <u>Theresa Pisacani</u>
Weight <u>210lbs</u>		Spouses Social Security #: [REDACTED]

2. Residences for the past TEN years. (If more space is required, attach additional sheets):

Address [REDACTED]	From (month/year) To (month/year) [REDACTED]
-----------------------	---

3. Your occupation for the past TEN years. (If more space is required, attach additional sheets).

From/To (month/year)	Employer	Address	Type of Business	Position
1999 to date	Starjem LLC	40 East 52nd Street, NY, NY 10022	Restaurant	Co-Manager
11/1993 to date	Starjem Restaurant Inc	34 East 52nd Street, NY, NY 10022	Restaurant	Co-Manager

4. Position (or interest) you will hold in the license application (check each):

<input type="checkbox"/> President	<input type="checkbox"/> Director	<input type="checkbox"/> Manager
<input type="checkbox"/> Vice President	<input type="checkbox"/> Stockholder	<input type="checkbox"/> Lender
<input type="checkbox"/> Secretary	<input type="checkbox"/> Partner	<input type="checkbox"/> Donor
<input type="checkbox"/> Treasurer	<input type="checkbox"/> General Partner	<input type="checkbox"/> Guarantor
<input type="checkbox"/> Chairman	<input type="checkbox"/> Limited Partner	<input checked="" type="checkbox"/> LLC Manager
<input type="checkbox"/> Officer	<input type="checkbox"/> Sole Proprietor	<input checked="" type="checkbox"/> LLC Member
<input type="checkbox"/> OTHER _____		

5. LICENSE HISTORY / AFFILIATIONS

Section M

If you are an applicant (i.e.: proprietor, partner, stockholder, officer or director) or applicant's spouse, will you continue your present occupation or business?

☒ YES☐ NO

If YES, list hours you will devote to business sought to be licensed:

Five hours per day.

Will you take an active part in the operation of the business to be licensed?

☒ YES☐ NO

If YES, explain nature of activity (hours, day, week):

Managing all aspects of business (minimal time in other licensed premises)

Do you have any interest, direct or indirect, in any premises currently licensed by the Liquor Authority or business where any alcoholic beverage is manufactured, transported or sold at wholesale or retail whether by stock ownership, interlocking directors, mortgage or lien on, or ownership of any real or personal property, or by any other means including loans?

☒ YES☐ NO

If YES, provide information below:

Business Name	Business Address	Date Interest Began	Liquor License No.
Starjem LLC	34 East 52nd Street, New York, New York 10022	1999	1027037
Starjem Restaurant Inc	34 East 52nd Street, New York, New York 10022	1993	1027039

Other than as itemized in the above, have you ever applied in New York State, or Anywhere for a license or permit to traffic in alcoholic beverages, including Any application as a partnership or corporation in which you are/were a principal?

☐ YES☒ NO

If YES, provide information below:

Name of applicant	Address of premises	Date of filing	License No.	Disposition
-------------------	---------------------	----------------	-------------	-------------

Has a license or permit listed above been REVOKED, CANCELED Or otherwise **Involuntarily Terminated**?

☐ YES☒ NO

If YES, state action and date of action, and give details:

Are you a police commissioner, other police official, subordinate of any police Department, a Sheriff, Deputy, Under-Sheriff or any Peace Officer?

☐ YES☒ NO

If YES, provide details?

6. CONVICTION RECORD & PENDING CRIMINAL CASES

Section M

- (a) Have you or your spouse (or any officer, director, shareholder or partner listed in this application or the spouse of such person) been convicted of a crime addressed by the provisions of Section 126 of the ABC Law (see instructions for statutory disqualification) which would forbid a person to traffic in alcoholic beverages?

☐ YES☒ NO

If YES, supply details (attach additional pages as necessary):

- (b) Have you or your spouse (or any officer, director, shareholder or partner Listed in this application or the spouse of such person) ever been CONVICTED (including pleas of guilty or suspended sentences of any felony, misdemeanor (including driving while intoxicated or impaired) or any other type of offense EXCEPT MINOR TRAFFIC INFRACTIONS?

☐ YES☒ NO

- (c) If YES, attach a **Certificate of Disposition** by the court clerk for each case
And a **Certificate of Relief** from disabilities if available and submit an Affidavit explaining all details. If you have reported all convictions to this Authority and were subsequently approved for a license, check here:

Approved: _____

- (d) Are there any **ARRESTS, INDICTMENTS or SUMMONSES** other than minor traffic infractions PENDING against you or your spouse (or any officer, director, shareholder or partner listed in this application or the spouse of such person) – including driving while intoxicated or impaired?

☐ YES☒ NO

- (e) IF YES, PROVIDE COPY OF ACCUSATORY INSTRUMENT.

- (f) If you are an applicant (i.e. proprietor, partner, stockholder, officer or Director), would any of the above questions require a YES answer if asked of your spouse?

☐ YES☒ NO**7. INFORMATION CONCERNING AVAILABILITY OF PREMISES**

Explain how you became aware of the availability of the proposed premises.

Through real estate broker.

8. FINANCES

Section M

IMPORTANT: Submit any and all records, documents and affidavits that you feel may assist you in explaining the source of monies you will provide the applicant as per instruction sheet.

State TOTAL AMOUNT OF MONEY you are providing the applicant:

\$ 0

Type of Investment
(Investment Loan, Contract Debt)

Type of Investment Dollar (\$) Amount

Source of Funds
(Accounts, Loans, Gifts, Asset Sales, etc.)
(enter identification numbers for accounts)

If you are guaranteed a loan as a co-signer or putting up something of value as collateral.

Identify Co-Signer or Collateral

Identify Loan/Describe Collateral

I understand that the information I submit will be relied upon by the State Liquor Authority and a false statement or misrepresentation will constitute cause for the disapproval of the application or revocation of any license for which this application is submitted.

I verify that statements made herein are true and if any change occurs prior to the receipt of the license, I will notify the Authority by registered or certified mail within 48 hours or if change occurs after the receipt of the license, I will notify the Authority similarly within 10 days. I understand that failure to give the required notice will violate the Alcoholic Beverage Control Law and may result in revocation of the license.

Signature of Applicant

Date

02/11/08

PERSONAL QUESTIONNAIRE

- ♦ All principals to the license application must complete this questionnaire in full.
- ♦ Answer all questions below.
- ♦ Make duplicate blank forms as necessary.
- ♦ Attach additional sheets if more space is needed.

NAME OF APPLICANT: Starjem Foods, LLC

1. Statement of Identification

Print YOUR name: Richard T. Fields		Date of birth: [REDACTED]
Residence street address of above: [REDACTED]		Social Security number: [REDACTED]
County: [REDACTED]		E-mail address: [REDACTED]
City, State, Zip: [REDACTED]		Telephone number (residence): [REDACTED]
U.S. citizen? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	If NOT U.S. citizen - country of citizenship:	If Alien, registration # or Visa type:
List any other names that you have been known by (including maiden name):		

Height <u>5'10"</u>	Hair Color <u>Brown</u>	Marital Status <u>Married</u>
Sex <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Eye color <u>Blue</u>	Spouse Name <u>Meeka Dawson Fields</u>
Weight <u>170lbs</u>		Spouses Social Security #: [REDACTED]

2. Residences for the past TEN years. (If more space is required, attach additional sheets):

Address	From (month/year)	To (month/year)
[REDACTED]	[REDACTED]	[REDACTED]

3. Your occupation for the past TEN years. (If more space is required, attach additional sheets).

From/To (month/year)	Employer	Address	Type of Business	Position
See attachment A.				

4. Position (or interest) you will hold in the license application (check each):

- | | | |
|---|--|--------------------------------------|
| <input type="checkbox"/> President | <input type="checkbox"/> Director | <input type="checkbox"/> Manager |
| <input type="checkbox"/> Vice President | <input type="checkbox"/> Stockholder | <input type="checkbox"/> Lender |
| <input type="checkbox"/> Secretary | <input type="checkbox"/> Partner | <input type="checkbox"/> Donor |
| <input type="checkbox"/> Treasurer | <input type="checkbox"/> General Partner | <input type="checkbox"/> Guarantor |
| <input type="checkbox"/> Chairman | <input type="checkbox"/> Limited Partner | <input type="checkbox"/> LLC Manager |
| <input type="checkbox"/> Officer | <input type="checkbox"/> Sole Proprietor | <input type="checkbox"/> LLC Member |
| <input checked="" type="checkbox"/> OTHER <u>Member of Coastal To Go LLC which is a member of Starjem Foods, LLC The Applicant.</u> | | |

5. LICENSE HISTORY / AFFILIATIONS

Section M

If you are an applicant (i.e.: proprietor, partner, stockholder, officer or director) or applicant's spouse, will you continue your present occupation or business?

☒ YES☐ NO

If YES, list hours you will devote to business sought to be licensed:

-0-

Will you take an active part in the operation of the business to be licensed?

☐ YES☒ NO

If YES, explain nature of activity (hours, day, week):

Do you have any interest, direct or indirect, in any premises currently licensed by the Liquor Authority or business where any alcoholic beverage is manufactured, transported or sold at wholesale or retail whether by stock ownership, interlocking directors, mortgage or lien on, or ownership of any real or personal property, or by any other means including loans?

☐ YES☒ NO

If YES, provide information below:

Business Name**Business Address****Date Interest Began****Liquor License No.**

Other than as itemized in the above, have you ever applied in New York State, or Anywhere for a license or permit to traffic in alcoholic beverages, including Any application as a partnership or corporation in which you are/were a principal?

☐ YES☒ NO

If YES, provide information below:

Name of applicant**Address of premises****Date of filing****License No.****Disposition**

Has a license or permit listed above been REVOKED, CANCELED Or otherwise **Involuntarily Terminated**?

☐ YES☒ NO

If YES, state action and date of action, and give details:

Are you a police commissioner, other police official, subordinate of any police Department, a Sheriff, Deputy, Under-Sheriff or any Peace Officer?

☐ YES☒ NO

If YES, provide details?

6. CONVICTION RECORD & PENDING CRIMINAL CASES

Section M

- (a) Have you or your spouse (or any officer, director, shareholder or partner listed in this application or the spouse of such person) been convicted of a crime addressed by the provisions of Section 126 of the ABC Law (see instructions for statutory disqualification) which would forbid a person to traffic in alcoholic beverages?

☐ YES☒ NO

If YES, supply details (attach additional pages as necessary):

- (b) Have you or your spouse (or any officer, director, shareholder or partner listed in this application or the spouse of such person) ever been CONVICTED (including pleas of guilty or suspended sentences of any felony, misdemeanor (including driving while intoxicated or impaired) or any other type of offense EXCEPT MINOR TRAFFIC INFRACTIONS?

☐ YES☒ NO

- (c) If YES, attach a **Certificate of Disposition** by the court clerk for each case
And a Certificate of Relief from disabilities if available and submit an Affidavit explaining all details. If you have reported all convictions to this Authority and were subsequently approved for a license, check here:

Approved:

- (d) Are there any **ARRESTS, INDICTMENTS or SUMMONSES** other than minor traffic infractions PENDING against you or your spouse (or any officer, director, shareholder or partner listed in this application or the spouse of such person) – including driving while intoxicated or impaired?

☐ YES☒ NO

- (e) IF YES, PROVIDE COPY OF ACCUSATORY INSTRUMENT.

- (f) If you are an applicant (i.e. proprietor, partner, stockholder, officer or Director), would any of the above questions require a YES answer if asked of your spouse?

☐ YES☒ NO**7. INFORMATION CONCERNING AVAILABILITY OF PREMISES**

Explain how you became aware of the availability of the proposed premises.

Fellow members of Starjem Foods, LLC identified the location.

8. FINANCES

Section M

IMPORTANT: Submit any and all records, documents and affidavits that you feel may assist you in explaining the source of monies you will provide the applicant as per instruction sheet.

State **TOTAL AMOUNT OF MONEY** you are providing the applicant: \$ 2.5 Million

Type of Investment (Investment Loan, Contract Debt)	Type of Investment Dollar (\$) Amount	Source of Funds (Accounts, Loans, Gifts, Asset Sales, etc.) (enter identification numbers for accounts)
Investment	\$ 2.5 Million	Bank Account # [REDACTED] Stonegate Bank (Statement attached)

If you are guaranteed a loan as a co-signer or putting up something of value as collateral.

Identify Co-Signer or Collateral

Identify Loan/Describe Collateral

I understand that the information I submit will be relied upon by the State Liquor Authority and a false statement or misrepresentation will constitute cause for the disapproval of the application or revocation of any license for which this application is submitted.

I verify that statements made herein are true and if any change occurs prior to the receipt of the license, I will notify the Authority by registered or certified mail within 48 hours or if change occurs after the receipt of the license, I will notify the Authority similarly within 10 days. I understand that failure to give the required notice will violate the Alcoholic Beverage Control Law and may result in revocation of the license.

Signature of Applicant

Date

1205362-8



CERTIFICATE OF OCCUPANCY

 Job Number ALT I 102119404

 Borough: MANHATTAN

 Date: DECEMBER 16, 2003

 No: 102119404-T-3

 This certificate superceded C.O. No 102119404-T-2

 ZONING DISTRICT C5-5CR

 This certifies that the new-altered-existing-building-premises located at
10 HANOVER SQUARE

 Block: 31

 Lot: 1

CONFORMS SUBSTANTIALLY TO THE APPROVED PLANS AND SPECIFICATIONS AND TO THE REQUIREMENTS OF ALL APPLICABLE LAWS, RULES, AND REGULATIONS FOR THE USES AND OCCUPANCIES SPECIFIED HEREIN.

PERMISSIBLE USE AND OCCUPANCY

STORY	LIVE LOAD LBS. PER SQ. FT.	MAXIMUM NO. OF PERSONS PERMITTED	ZONING DWELLING OR ROOMING UNITS	BUILDING CODE HABITABLE ROOMS	ZONING USE GROUP	BUILDING CODE OCCUPANCY GROUP	DESCRIPTION OF USE
SUBCELLAR	OG	60			6	B-2	MEN'S LOCKERS, MEN & WOMEN'S TOILETS, OFFICES, TENANT STORAGE
		178			6	F-3	EXERCISE ROOMS
CELLAR	100	123			6	B-2, F-4 D-2	TENANT STORAGE, RESTAURANT, STORAGE, ELEC. PAN ROOM, ELEC. SWITCHBOARD ROOM, TEL. EQUIP. ROOM, NETWORK COMPARTMENTS CONFERENCE, TREATMENT ROOMS, OFFICES, WOMEN'S LOCKERS & TOILETS
BASEMENT	100	72			6	B-2	STORAGE
1ST FLOOR	100	142			6	E, B-1	LOBBY, LOADING BERTHS, OFFICE,
					6	E, B-2	STORAGE, LOCKER ROOMS
MEZZANINE	50	77			6	E B-2	OFFICE, MAILROOM STORAGE LOCKER ROOMS
2ND FLOOR	40	4			6	F-4, D-2 B-2, E	CAFETERIA, KITCHEN STORAGE, OFFICES, LOCKER ROOMS
3RD - 4TH FLOORS	50 EA.	200 EA.			6	E	OFFICES

OPEN SPACE USES

(SPECIFY-PARKING SPACES, LOADING BERTHS, OTHER USES, NONE)

NO CHANGES OF USE OR OCCUPANCY SHALL BE MADE UNLESS

A NEW AMENDED CERTIFICATE OF OCCUPANCY IS OBTAINED

THIS CERTIFICATE OF OCCUPANCY IS ISSUED SUBJECT TO FURTHER LIMITATIONS, CONDITIONS AND SPECIFICATIONS NOTED ON THE REVERSE SIDE.

 BY [Signature] Borough Commissioner

 BY [Signature] Commissioner

☐ ORIGINAL

☐ OFFICE COPY - DEPARTMENT OF BUILDINGS

☐ COPY

THAT THE ZONING LOT ON WHICH THE PREMISES IS LOCATED IS BOUNDED AS FOLLOWS:

BEGINNING AT A POINT ON THE	EAST	side of	HANOVER SQUARE
distant 0'	NORTH	feet from the corner formed by the intersection of	
WATER STREET		and	HANOVER SQUARE

running thence	NORTH 138.91	feet; thence	EAST 153.08	feet;
thence		feet; thence	WEST 188.94	feet;
thence	SOUTH 120.67	feet; thence		feet;
thence		feet; thence		feet;
thence		feet; thence		feet;

To the point or place of beginning

N.B. or Alt. No. ALT I 102119404

N.B. or Alt. No. _____ Date of completion _____ Construction classification FIREPROOF STRUCTURES

Building occupancy group classification O.C.COM Height _____ Stories 21 Feet 279'

THE FOLLOWING FIRE DETECTION AND EXTINGUISHING SYSTEMS ARE REQUIRED AND WERE INSTALLED IN COMPLIANCE WITH APPLICABLE LAWS.

	YES	NO		YES	NO
STANDPIPE SYSTEM	<input type="checkbox"/>	<input type="checkbox"/>	AUTOMATIC SPRINKLER SYSTEM	<input type="checkbox"/>	<input type="checkbox"/>
YARD HYDRANT SYSTEM	<input type="checkbox"/>	<input type="checkbox"/>			
STANDPIPE FIRE TELEPHONE AND SIGNALLING SYSTEM	<input type="checkbox"/>	<input type="checkbox"/>			
SMOKE DETECTOR	<input type="checkbox"/>	<input type="checkbox"/>			
FIRE ALARM AND SIGNAL SYSTEM	<input type="checkbox"/>	<input type="checkbox"/>			

STORM DRAINAGE DISCHARGES INTO:

- A) STORM SEWER ☐ B) COMBINED SEWER ☐ C) PRIVATE SEWAGE DISPOSAL SYSTEM ☐

SANITARY DRAINAGE DISCHARGES INTO:

- A) SANITARY SEWER ☐ B) COMBINED SEWER ☐ C) PRIVATE SEWAGE DISPOSAL SYSTEM ☐

LIMITATIONS OR RESTRICTIONS:

BOARD OF STANDARDS AND APPEALS CAL. NO _____

CITY PLANNING COMMISSION CAL. NO _____

OTHERS:



[CLICK HERE TO SIGN UP FOR BUILDINGS NEWS](#)

NYC Department of Buildings
Property Profile Overview

10 HANOVER SQUARE

HANOVER SQUARE 4 - 12
 PEARL STREET 110 - 124
 WATER STREET 76 - 88

MANHATTAN 10005

Health Area : 7700
 Census Tract : 7
 Community Board : 101
 Buildings on Lot : 1

BIN# 1000859

Tax Block : 31
 Tax Lot : 1
 Condo : NO
 Vacant : NO

[View DCP Addresses...](#)

[Browse Block](#)

[View Certificates of Occupancy](#)

Cross Street(s): PEARL STREET, OLD SLIP

DOB Special Place Name:

DOB Building Remarks:

Landmark Status:

Local Law: YES

SRO Restricted: NO

UB Restricted: NO

Little 'E' Restricted: N/A

Legal Adult Use: NO

Additional BINs for Building: NONE

Special Status: N/A

Loft Law: NO

TA Restricted: NO

Grandfathered Sign: NO

City Owned: NO

Special District: LM - LOWER MANHATTAN

Department of Finance Building Classification: D6-ELEVATOR APT

Please Note: The Department of Finance's building classification information shows a building's tax status, which may not be the same as the structure. To determine the legal use of a structure, research the records of the Department of Buildings.

	Total	Open	<u>Elevator Records</u>
Complaints	27	0	<u>Electrical Applications</u>
<u>Violations-DOB</u>	136	2	<u>Permits In-Process / Issued</u>
<u>Violations-ECB</u>	8	0	<u>Illuminated Signs Annual Permits</u>
<u>Jobs/Filings</u>	185		<u>Plumbing Inspections</u>
<u>ARA / LAA Jobs</u>	2		<u>Open Plumbing Jobs / Work Types</u>
Total Jobs	187		<u>Facades</u>
Actions	351		<u>Marquee Annual Permits</u>
			<u>Boiler Records</u>
			<u>DEP Boiler Information</u>

OR Enter Action Type:

OR Select from List:

Select...

AND Show Actions

If you have any questions please review these [Frequently Asked Questions](#), the [Glossary](#), or call the 311 Citizen Service Center by dialing 311 or (212) NEW YORK outside of New York City.

PROOF OF CITIZENSHIP AFFIRMATION

Applicants may submit, as proof of citizenship, a signed and dated copy of a naturalization certificate or green card with an affirmation on the copy submitted as follows:

NOTE: This affirmation can only be submitted by an Attorney duly admitted to practice in the State of New York or a Notary Public. All other representatives must present original proof(s) to be verified by the Authority personnel.

Applicant/Individual Name: STARJEM FOODS LLC / RICHARD T. FIELDS

I, the undersigned, Notary Public or an Attorney at Law duly admitted to practice in the State of New York, has compared the original with the this copy of:

☐ VISA, ☐ ALIEN REGISTRATION CARD, ☒ OTHER PASSPORT

and affirms under the penalty of perjury that the foregoing copy is a true and complete copy of the original proof of citizenship. This affirmation is given to the Division of Alcoholic Beverage Control knowing that they will rely upon the same in review of the license application of: STARJEM FOODS LLC, and

the applicant has signed his name directly in the space provided below.

✓ Signature of Applicant [Signature]

This affirmation is given to the Division of Alcoholic Beverage Control knowing that they will rely upon the same in review of the license application of: STARJEM FOODS LLC

Attorney or Notary must follow the following signature form:

ATTORNEY INFORMATION:

Attorney name: _____

Office address: _____

City, Town or Village: _____

Zip code: _____ Telephone number: _____

E-mail address: _____

Signature: _____ Date: _____

NOTARY INFORMATION:

State of New York

County of NASSAU

Signature of Notary Public [Signature]

Stamp or seal with commission expires: 7/7/10

Date: 1/24/08

SEAL

STAMP

MICHAEL J. PULEIO
NOTARY PUBLIC, State of New York
No. 30-4864972
Qualified in Nassau County
Commission Expires July 7, 2010

MICHAEL J. PULEIO
NOTARY PUBLIC, State of New York
No. 30-4864972
Qualified in Nassau County
Commission Expires July 7, 2010

APPLICANT'S STATEMENT

Any answer or statement, which is false, made by the applicant may constitute perjury and may subject any permit or license issued hereunder to revocation or cancellation.

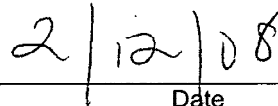
I, Elaina Scotto-Faucetta,
the applicant, (sole proprietor, partner, corporate principal or LLC/LLP member) for an Alcoholic Beverage Control Retail License understand that the New York State Liquor Authority will **rely** on each and every answer in the application and accompanying papers in reaching their determination and state, under penalty of perjury, that all statements therein are **true** to the best of my knowledge and belief.

I further state that the location and description of the premises to be licensed does not violate any requirement of the ABC Law or local ordinances.

I verify if any change occurs prior to the receipt of the license, I will notify the Authority by registered or certified mail within 48 hours or if change occurs after receipt of the license, I will notify the Authority similarly within 10 days. I understand that failure to give the required notice will violate the Alcoholic Beverage Control Law and may result in disapproval of your application, or revocation of the license.



Signature



Date

NOTIFICATION RIDER TO NEW APPLICATIONS

Applicants for on premises licenses must complete Section F.

NOTICE TO MUNICIPALITY/COMMUNITY BOARD

Thirty days before submitting an application to the New York State Liquor Authority, you (the applicant) are required (by the Alcoholic Beverage Control Law, Section 64, subdivision 2a) to notify, in writing, the clerk of the village; town; city; or the local community board in New York City; where your premise is located and your intent to file your application with the NYS Liquor Authority.

Notification must be sent by Certified Mail, return receipt requested. The original receipt and copy of your Notification to the Municipality/Community Board MUST accompany your application.

- ▶ **In New York City**, notification is required for ALL on premises (beer, wine & liquor) applications. Notification is to be sent to the community board with jurisdiction over the area in which the premises is located.
- ▶ **Outside New York City** only on premise liquor applicants are required to notify the clerk of the city, town or village of the jurisdiction.

NOTE: APPLICATIONS CANNOT BE ACCEPTED IF THIS NOTIFICATION HAS NOT BEEN MADE AT LEAST 30 DAYS PRIOR TO FILING.

CERTIFICATION RIDER TO APPLICATIONS

I hereby certify that on the 10th day of September, 20 07

I have complied with the requirements of Section 64.2(a) of the Alcoholic Beverage Control Law, and sent notification of my application to become licensed, **by certified mail, return receipt requested** to the Clerk of the

☐ City ☐ Town ☐ Village of _____

Or, in New York City, the Clerk of Community Board # 1

Borough of Manhattan, where the premises are located.

Signature

Starjem Foods, LLC

Name of applicant

114 Pearl Street aka 10 Hanover Square

Premises street address

Date

Fresco By Scotto On The Go

Trade name (DBA)

New York, New York 10005

City, State, Zip

PHONE LISTINGS FOR NEW YORK CITY APPLICANTS

If you are unsure of which community board serves the area in which your premises are located, call the number listed below for the office of your Borough President:

Manhattan
212-669-8300

Bronx
718-590-3500

Queens
718-286-2900

Staten Island
718-816-2200

Brooklyn
718-802-3700

STATE OF NEW YORK
LICENSING SERVICES
DIVISION OF ALCOHOLIC BEVERAGE CONTROL

DATE: 2/13/08

TO: COMMUNITY BOARD/MUNICIPALITY:

Community Board #1
51 Chambers St. Rm 715
New York, NY 10007

Please be advised that on 2/13/08, an On-Premises liquor license application was filed with the State Liquor Authority for the following premises.

Applicant's Name: StarGem Foods LLC

Premises Address: 114 Pearl St. 1st Floor
New York, NY 10005

Attached please find a copy of the notice which the applicant sent to your Community Board/Municipality advising you of the filing of this application. This was done in compliance with the 1993 amendments to Subdivision 7 of Sections 64 and 64A of the Alcoholic Beverage Control Law that require the Authority to consult with local officials.

The Authority is mandated by this statute to provide the Community Board/Municipality an opportunity to present information relevant to this application. Testimony must take the form of a written submission from one individual duly authorized to represent your Board/Municipality in an official capacity.

The Authority is obligated to process applications in a timely manner and therefore advises you to take prompt action to determine what your official position will be on this application and communicate it as soon as possible. The official position of the Community Board/Municipality must be in writing and reflect the decision of a majority of the members present and entitled to vote during the presence of a quorum.

Thank you for your attention to this matter.

Sincerely,

Fred J. Gioffre

Fred J. Gioffre
Deputy Commissioner
Licensing Services

ROBERT V. FERRARI

ATTORNEY AT LAW

630 THIRD AVENUE, NEW YORK, N.Y. 10017

(212) 972-7040

TELECOPIER (212) 922-1939

E-MAIL: rvf@rvferrari.com

RICHARD H. BYRNES

September 10, 2007

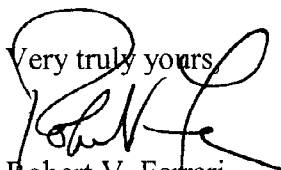
Manhattan Community Board No. 1
51 Chambers Street, Room 715
New York, New York 10007

Re: Starjem Foods, LLC
114 Pearl Street a/k/a 10 Hanover Square
New York, New York 10005

Dear Sir/Madam,

This is to advise that Starjem Foods LLC will be applying for an on-premises liquor license at the above location. The principals of Starjem are the Scotto family who also own and operate Fresco and Fresco on the Go at 34 and 40 East 52nd Street in Manhattan both highly acclaimed restaurants.

Notice is hereby given pursuant to the Alcoholic Beverage Control Law.

Very truly yours,

Robert V. Ferrari

Via Certified Mail/
Return Receipt Requested

7006 2760 0001 5169 9629

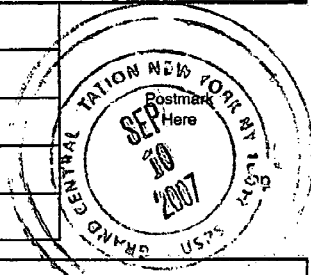
U.S. Postal Service™ CERTIFIED MAIL RECEIPT <i>(Domestic Mail Only; No Insurance Coverage Provided)</i>	
For delivery information visit our website at www.usps.com	
OFFICIAL USE	
Postage	\$.41
Certified Fee	2.65
Return Receipt Fee (Endorsement Required)	2.15
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.21

GRAND CENTRAL STATION NEW YORK NY 10017
 SEP 10 2007
 Postmark Here

Sent To COMMUNITY BOARD NO. 1 STATION	
Street, Apt. No., or PO Box No. 51 CHAMBERS STREET, ROOM 715	
City, State, ZIP+4 NEW YORK, NEW YORK 10007	
PS Form 3800, August 2003	See Reverse for Instructions

7006 2760 0001 5169 9629

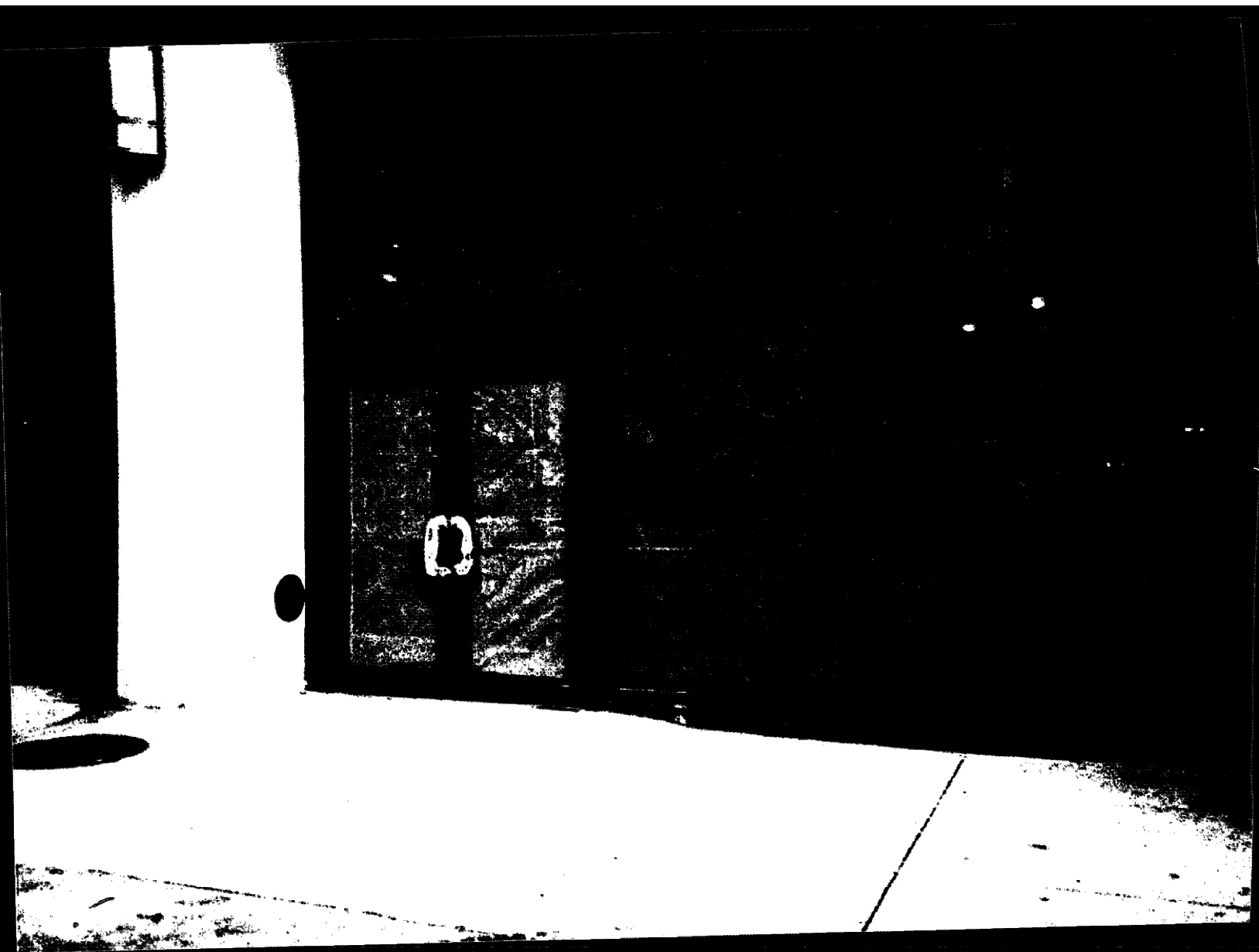
U.S. Postal Service™	
CERTIFIED MAIL™ RECEIPT	
<i>(Domestic Mail Only; No Insurance Coverage Provided)</i>	
For delivery information visit our website at www.usps.com	
OFFICIAL USE	
Postage	\$.41
Certified Fee	2.65
Return Receipt Fee (Endorsement Required)	2.15
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.21



Grand Central Station New York, NY 10017
Postmark Here
SEP 10 2007

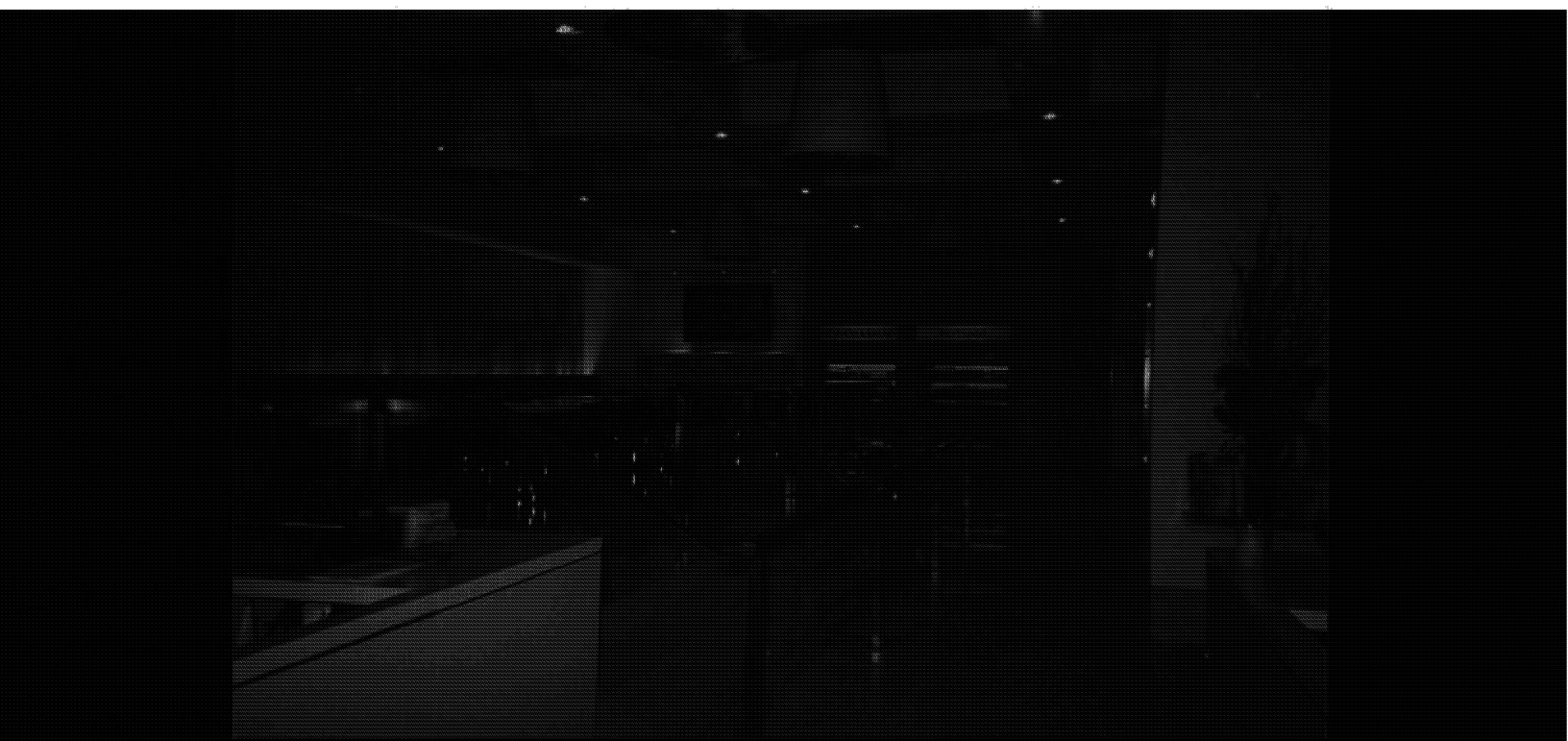
Sent To	
COMMUNITY BOARD NO. 1 STATION	
Street, Apt. No., or PO Box No. 51 CHAMBERS STREET, ROOM 715	
City, State, ZIP+4	
NEW YORK, NEW YORK 10007	

PS Form 3800, August 2006 See Reverse for Instructions













Eliot Spitzer
Governor

STATE OF NEW YORK
EXECUTIVE DEPARTMENT
DIVISION OF ALCOHOLIC BEVERAGE CONTROL
STATE LIQUOR AUTHORITY

317 Lenox Avenue
New York, New York 10027

Chairman
Daniel B. Boyle

Commissioner
Noreen Healey

Date: 03/10/2008

To: STARJEM FOODS LLC
114 PEARL ST AKA 10 HANOVER SQ
HANOVER SQUARE & WATER STREET
NEW YORK, NY 10005

RE: Case # 1205362 Starjem Foods LLC

Dear Applicant;

We are in the process of reviewing and investigating the application for the above listed premises. We find that we are in need of the following information:

1. Loan agreement between Richard Fields and Starjem Food LLC Members for the \$2,500,000 and documentation of the source of this money (bank statements etc).
2. Loan agreement for \$300,000.00
3. You have applied as a sidewalk cafe. What hours will the sidewalk area be used.
4. Please describe the source of the background music. Is this music outside the premise?
5. Please Submit a block plot diagram
6. Please submit 5" X 7" photos (original only/no color photo copies) of the interior of the premise (including all rooms and entrances/exits and exterior showing the front of the establishment and any arrears to which the exits leads. Please label the back of the photos with the case number, name of applicant, premise address, and the date the photos were taken.
7. Please submit color passport size photos (original only/no color photo copies) of the Principals. Please label the back with the case number, the name of the applicant and the premise name.

Please provide the requested information by March 24,2008. Thank you for your anticipated cooperation.

STATE LIQUOR AUTHORITY

Linda DeFazio-Ahmed
Examiner
212-961-8313

cc: Robert V. Farrari
630 3rd Ave 6th Fl
New York NY 10017

ROBERT V. FERRARI

ATTORNEY AT LAW

630 THIRD AVENUE, NEW YORK, N.Y. 10017

(212) 972-7040

TELECOPIER (212) 922-1939

E-MAIL: rvf@rvferrari.com

RICHARD H. BYRNES

March 21, 2008

VIA OVERNIGHT MAIL
New York State Liquor Authority
317 Lenox Avenue, 4th Floor
New York, New York 10027
Attention: Linda DeFazio-Ahmed.
Examiner

Re: Starjem Foods ,LLC
114 Pearl Street a/k/a 10 Hanover Square
New York, NY 10005
Serial No: 1205362

Dear Ms. DeFazio-Ahmed:

Enclosed are the following documentation/information in response to your letter dated March 10, 2008 regarding the above application:

1. In point of fact, Richard T. Field's company, Coastal To Go LLC is investing \$2,500,000 in Starjem Foods, LLC for this venture (See annexed bank account statements evidencing the source of funds). There will be no loan in that amount from Mr. Fields to the applicant.
2. Copy of North Fork Bank loan agreement for \$300,000.
3. Sidewalk café hours of operation: 8:00AM to 9 PM.
4. Source of background music: satellite radio inside of Premises which will not be played outside.
5. Copy of block plot diagram.
6. Pursuant to our recent telephone conversation, this is to confirm that the Premises are presently under construction. Completion photographs of the Premises will be provided to the SLA together with the other items to be enumerated in the letter of conditional approval.
7. Color passport photographs of the Applicant's three LLC Managers, Elaina Scotto-Faucetta, Anthony M. Scotto, Jr, and Marion Scotto were filed together with this application on February 13, 2008. Additional copies of the same photographs are included herewith. If you locate the original photographs, please return this additional set to me.

ROBERT V. FERRARI

Also enclosed herewith are the following amended pages to this application:

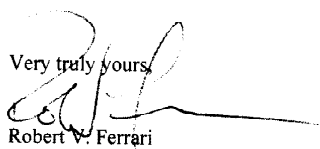
Section A, page 2, Question 10(f): Corrected to reflect that Richard T. Field's company, Coastal To Go LLC, will be an LLC Member in Starjem Foods LLC, not Mr. Fields personally

Section B: Deleting reference at bottom of page to Richard T Fields. Mr. Field's company, Coastal To Go LLC is investing \$2,500,000 in this venture (See: personal questionnaire of Richard T. Field's as to source of funds), not Mr Fields personally.

Section C: Changed to reflect that Premises are within 500ft of three or more establishments selling liquor as is evidenced by enclosed sidewalk plot diagram. Also enclosed is corresponding public interest statement. Please have your office calendar a 500 foot hearing.

If you require further information, please do not hesitate to contact me.

Very truly yours,


Robert V. Ferrari

Enclosures



STATE OF NEW YORK
EXECUTIVE DEPARTMENT
DIVISION OF ALCOHOLIC BEVERAGE CONTROL
STATE LIQUOR AUTHORITY
www.abc.state.ny.us

David A. Paterson
Governor

317 Lenox Avenue
New York, New York 10027

Chairman
Daniel B. Boyle

Commissioner
Noreen Healey

CONDITIONAL LETTER OF APPROVAL
DATE 06/05/2008

101NEWOP1205362252
SERIAL NUMBER 1205362
SCOTTO, ROSANNA
360 E 88TH STREET
NEW YORK, NY 10128

Premise Address
STARJEM FOODS LLC

114 PEARL ST AKA 10 HANOVER SQ
NEW YORK, NY 10005

Your application for a license has been reviewed and can be approved once you have complied with all of the conditions on the attached page.

Once you have submitted all of the required information, the documentation you provide will be reviewed and, if all of the items have been addressed to the satisfaction of the State Liquor Authority, your application can be approved and the license certificate issued.

No license will be issued until, and unless, all of the conditions have been met.

The application will be deemed disapproved if you fail to submit all required documentation within six months from the date of this letter. If you cannot comply within the 6 month period, you must seek an extension of time by submitting a request in writing to the Authority.

If you wish to withdraw your application, you must request your withdrawal in writing. The State Liquor Authority will then disapprove your application without prejudice to your refiling at a future date and will process your refund (less the filing fee).

Sincerely Yours,

Kerri J. O'Brien, Deputy Commissioner

NOTE: IF YOU WISH TO PICK UP YOUR LICENSE IN PERSON, 24 HOUR NOTICE AND A PHOTO I.D. ARE REQUIRED. NO LICENSE CAN BE ISSUED AFTER 3:30 P.M.!

NOTE: FAILURE TO COMPLY WITH THE ATTACHED CONDITIONS WITHIN 6 MONTHS FROM 06/05/2008 WILL NECESSITATE THE DISAPPROVAL OF THIS APPLICATION.

cc: ROBERT V FERRARI
630 3RD AVENUE 16TH FL
NEW YORK, NY 10017

CONDITIONS OF APPROVAL

1. Completed CERTIFICATION FORM for new licensees (enclosed).
2. Copy of Certificate of Authority to collect taxes.
3. Completed IMPORTANT NOTICE TO LICENSEES form (enclosed).
4. Submit a copy of the Certificate of Occupancy or other such document issued to the applicant by the local Code Enforcement Agency for the premises.
5. Submission of Newspaper Affidavit.
6. Workmans comp and Disability Insurance.
7. APPROVED 6-5-08 DC



STATE OF NEW YORK
EXECUTIVE DEPARTMENT
DIVISION OF ALCOHOLIC BEVERAGE CONTROL
STATE LIQUOR AUTHORITY
www.abc.state.ny.us

1205362-25

David A. Paterson
Governor

317 Lenox Avenue
New York, New York 10027

Chairman
Daniel B. Boyle

Commissioner
Noreen Healey

CONDITIONAL LETTER OF APPROVAL
DATE 06/05/2008

101NEWOP1205362252
SERIAL NUMBER 1205362
SCOTTO, ROSANNA
360 E 88TH STREET
NEW YORK, NY 10128

OK To FSSAC
7/3/08 [Signature]

NYSLICENSING
LICENSING
06/05/08
08 JUL 08 PM 2

Premise Address
STARJEM FOODS LLC

114 PEARL ST AKA 10 HANOVER SQ
NEW YORK, NY 10005

Your application for a license has been reviewed and can be approved once you have complied with all of the conditions on the attached page.

Once you have submitted all of the required information, the documentation you provide will be reviewed and, if all of the items have been addressed to the satisfaction of the State Liquor Authority, your application can be approved and the license certificate issued.

No license will be issued until, and unless, all of the conditions have been met.

The application will be deemed disapproved if you fail to submit all required documentation within six months from the date of this letter. If you cannot comply within the 6 month period, you must seek an extension of time by submitting a request in writing to the Authority.

If you wish to withdraw your application, you must request your withdrawal in writing. The State Liquor Authority will then disapprove your application without prejudice to your refiling at a future date and will process your refund (less the filing fee).

Sincerely Yours,

[Signature: Kerri J. O'Brien]

Kerri J. O'Brien, Deputy Commissioner

NOTE: IF YOU WISH TO PICK UP YOUR LICENSE IN PERSON, 24 HOUR NOTICE AND A PHOTO I.D. ARE REQUIRED. NO LICENSE CAN BE ISSUED AFTER 3:30 P.M.!

NOTE: FAILURE TO COMPLY WITH THE ATTACHED CONDITIONS WITHIN 6 MONTHS FROM 06/05/2008 WILL NECESSITATE THE DISAPPROVAL OF THIS APPLICATION.

cc: ROBERT V FERRARI
630 3RD AVENUE 16TH FL
NEW YORK, NY 10017

748106

CONDITIONS OF APPROVAL

1. Completed CERTIFICATION FORM for new licensees (enclosed). ✓
2. Copy of Certificate of Authority to collect taxes. ✓
3. Completed IMPORTANT NOTICE TO LICENSEES form (enclosed). ✓
4. Submit a copy of the Certificate of Occupancy or other such document issued to the applicant by the local Code Enforcement Agency for the premises.
5. Submission of Newspaper Affidavit. ✓
6. Workmans comp and Disability Insurance. ✓
7. APPROVED 6-5-08 DC

CERTIFICATION FORM FOR NEW APPLICATIONS

Serial No. 1205362

This is to certify that I have complied with the following conditions:

1. That premises are constructed and equipped in accordance with the plans and specifications as approved by the NY State Liquor Authority.
2. That the premises will be provisioned, staffed and conducted in accordance with the plan of management and/or method of operation submitted with the application to the Liquor Authority.
3. That the financing of the business, including the construction of the proposed premises, is in accordance with information supplied in support of the application to the Liquor Authority.
4. That the premises have been completed and are ready to be open and operated by the applicant.

Date: 7/17/08

Signature: 

FOR GROCERY/DRUG STORES ONLY

~~Note that you may apply for a new three year license, which will authorize you to sell both beer and wine coolers. If you choose to do so, please submit a certified check, bank check, money order or personal check in the amount of _____. If you have already paid for a separate Beer license and a Wine Cooler Permit, the fees for the new combined license have been adjusted in order to reflect only the additional amount due, if any.~~



New York State Department of
Taxation and Finance

Sales Tax Registration
W A Harriman Campus
Albany NY 12227-0001

STARJEM FOODS LLC
114 PEARL ST
NEW YORK NY 10005-2864

New York State Department of Taxation and Finance

Certificate of Authority

Identification number



(Use this number on all returns
and correspondence)



VALIDATED

06/10/2008

Dept of Tax
and Finance

STARJEM FOODS LLC
114 PEARL ST
NEW YORK NY 10005-2864

is authorized to collect sales and use taxes under Articles 28 and 29 of the New York State Tax Law.

Nontransferable

This certificate must be prominently displayed at your place of business.
Fraudulent or other improper use of this certificate will cause it to be revoked.
This certificate may not be photocopied or reproduced.

STATE OF NEW YORK
LIQUOR AUTHORITY

IMPORTANT NOTICE TO LICENSEES

REQUIREMENTS BEFORE A LICENSE MAY BE ISSUED

SALES TAX

The New York State Sales Tax Law requires that a person engaging in the sale of products subject to sales tax obtain from the Department of Taxation and Finance a "CERTIFICATE OF AUTHORITY TO COLLECT SALES TAXES." The Law requires that this Certificate be obtained.

Applicants will be required to present a copy of their "CERTIFICATE OF AUTHORITY TO COLLECT TAXES" to the State Liquor Authority before their license may be issued. Applicants may avoid delay in the issuance of their licenses by presenting a copy of their "CERTIFICATE OF AUTHORITY TO COLLECT SALES TAXES" with their initial application for a license.

Enter your Certificate # [REDACTED]

AGENCY USE

Verified by _____ Date _____

WORKERS COMPENSATION INSURANCE

Under the Workers' Compensation Law, your license cannot be issued if you are an employer of one or more employees, or a corporation, unless you have secured Workers' Compensation and Disability Benefits insurance policies.

Serial No 120 5362 Name STARJEM FOODS LLC
Premises Address 114 PEARL ST, A/K/A 10 HANOVER ST Zip Code 10005

1. Are you an employer with one or more employees or a corporation? Please answer Yes or No

YES

2. If yes, state the following:

WC Policy No [REDACTED] Company FIRST CARDINAL COOPERATIVE ASSOC OF FOOD ENTERPRISES

Eff. Date 7/1/08 , and DB Policy No _____

Company FIRST CARDINAL Eff. Date 7/17/08

Signature [Signature] Date 7/17/08

(If answer to question 1 is yes, question 2 must be completely filled out. This form must be submitted to License Processing Unit at the appropriate zone office prior to issuance of new license.)

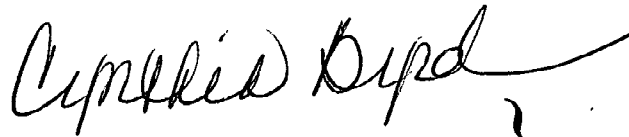
STATE OF NEW YORK

County of New York, s:

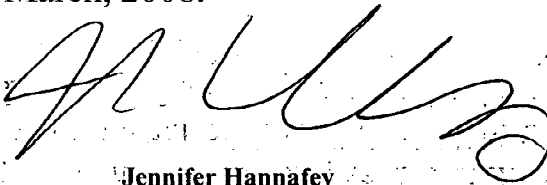
NOTICE IS HEREBY given that a license, number 1205362 for liquor has been applied for by the undersigned to sell liquor at retail in a restaurant under the Alcoholic Beverage Control Law at 114 Pearl Street a/k/a 10 Hanover Square, New York, N.Y. 10005 for on premises consumption. Applicant- Starjem Foods LLC 973670 t29-F m7

Cynthia Byrd, being duly sworn, says that she is the PRINCIPAL CLERK of the Publisher of the **NEW YORK LAW JOURNAL**, a Daily Newspaper; that the Advertisement hereto annexed has been published in the said **NEW YORK LAW JOURNAL** in each week for 2 successive weeks, commencing on the 29th day of February, 2008.

TO WIT: FEBRUARY 29, 2008 MARCH 7, 2008



SWORN TO BEFORE ME, this 7th day
Of March, 2008.



Jennifer Hannafey
Notary Public, State of New York
No. 01ha6128042
Qualified in Richmond County
Commission Expires June 09, 2009

Forward Newspaper
45 East 33rd Street
New York, New York 10016
Tel:800-266-0773 Fax:212-689-4255

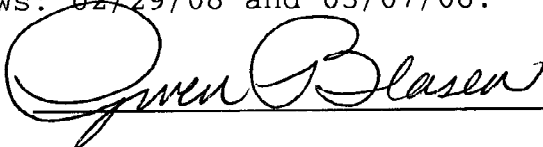
Affidavit of Publication

To: Starjem Foods LLC

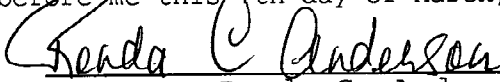
Re: Legal notice #22362

State of New York }
 } SS:
County of New York }

I, Gwen Blasen, being duly sworn, depose and say: that I am the Principal Clerk of English Forward, a weekly newspaper of general circulation published in New York, County of New York, State of New York; that a notice, of which the annexed is a printed copy, has been duly and regularly published in English Forward once each week for 2 consecutive weeks; and that the dates of publication were as follows: 02/29/08 and 03/07/08.



Sworn to before me this 7th day of March, 2008



Ronda C. Anderson
Notary Public, State of New York
No. 01AN6022407

Qualified in New York County
My commission expires on March 29, 2011

Notice is hereby given that a li-
cense, number 1205362 for liquor
has been applied for by the under-
signed to sell liquor at retail in a res-
taurant under the Alcoholic Bever-
age Control Law at 114 Pearl Street
a/k/a 10 Hanover Square, New
York, N.Y. 10005 for on-premises
consumption. Applicant: **STARJEM
FOODS LLC**

ON-PREMISES LIQUOR LICENSE
SERIAL #: 1205362
COUNTY: NEW YORK



EFFECTIVE DATE: 07/01/2012
EXPIRATION DATE: 06/30/2014
CERTIFICATE #: 808457

NEW YORK STATE LIQUOR AUTHORITY

THE LICENSEE DESIGNATED BELOW IS HEREBY GRANTED PERMISSION UNDER THE ALCOHOLIC BEVERAGE CONTROL LAW TO TRAFFIC IN ALCOHOLIC BEVERAGE PURSUANT TO THE TYPE OF LICENSE INDICATED IN THE UPPER LEFT HAND CORNER OF THIS CERTIFICATE AND ACCORDING TO THE STATUTES AND REGULATIONS PERTAINING THERETO.

THIS LICENSE SHALL NOT BE TRANSFERABLE TO ANY OTHER PERSON OR TO ANY OTHER PREMISES OR TO ANY OTHER PART OF THE BUILDING CONTAINING SUCH LICENSED PREMISES. IT SHALL NOT BE DEEMED A PROPERTY OR VESTED RIGHT AND MAY BE REVOKED AT ANY TIME PURSUANT TO LAW.

METHOD OF OPERATION

RESTAURANT SERVING BEER WINE AND LIQUOR

STARJEM FOODS LLC
FRESCO BY SCOTTO ON THE GO
114 PEARL ST AKA 10 HANOVER SQ
NEW YORK NY 10005

NEW YORK STATE
FILING FEE \$90.00
AUTHORITY
LICENSE FEE \$4,352.00

Dennis Rosen

Dennis Rosen
Chairman

BEFORE COMMENCING OR DOING ANY BUSINESS FOR THE TIME FOR WHICH THIS LICENSE HAS BEEN ISSUED, THE SAID LICENSE SHALL BE ENCLOSED IN A SUITABLE WOOD OR METAL FRAME, HAVING A CLEAR GLASS SPACE AND A SUBSTANTIAL WOOD OR METAL BACK SO THAT THE WHOLE OF SAID LICENSE MAY BE SEEN THEREIN, AND SHALL BE POSTED UP AND AT ALL TIMES DISPLAYED IN A CONSPICUOUS PLACE IN THE ROOM WHERE SUCH BUSINESS IS CARRIED ON, SO THAT ALL PERSONS VISITING SUCH PLACE MAY READILY SEE THE SAME.

SLA FORM 180-033 (10/09)

Certificate No. B808457

FOLD AND TEAR HERE

1205362-94

ALLISON DURING *[Signature]*

FOLD AND TEAR HERE

(212) 972-7040

1205362 - 27

STARJEM FOODS LLC
Fresco By Scotto On The Go
114 Pearl Street a/k/a 10 Hanover Square
New York, New York 10005

January 23 , 2013

State Liquor Authority
Division of Alcoholic
Beverage Control
317 Lenox Avenue, 4th Floor
New York, New York 10027
Attention: Licensing

OK TO ISSUE
MAR 11 2013
LICENSE PROCESSING

OK TO ISSUE
MAR 12 2013
LICENSE PROCESSING

Re: Starjem Foods, LLC
114 Pear Street a/k/a 10 Hanover Square
New York, New York 10005
Serial # 1205362

Dear Sir/Madam:

I am an LLC Manager of Starjem Foods, LLC (hereinafter, the "Company").

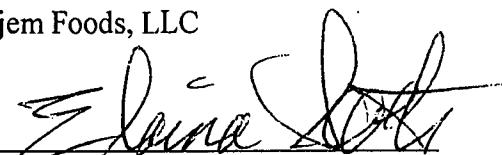
The Company's original license was lost during Hurricane Sandy and therefore, I am requesting a duplicate license be issued to the Company at your earliest convenience.

I hereby authorize Allison During to pick-up the Company's duplicate on-premises liquor license from the State Liquor Authority once issued.

Very truly yours,

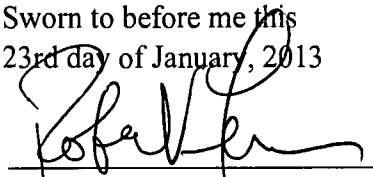
Starjem Foods, LLC

By:


Elaine Scotto, LLC Manager

BY HAND

Sworn to before me this
23rd day of January, 2013


Notary Public

ROBERT V. FERRARI
Notary Public, State of New York
No. 31-1200140
Qualified in New York County
Commission Expires May 31, 2015



OFFICE USE ONLY
☐ Original ☐ Amended Date _____

1205362

-136

**STATE OF NEW YORK
NOTICE OF APPEARANCE**

Section 166 of the Executive Law requires a regulatory agency to maintain for public inspection, a record of who appears before it, for a fee as a third party (i.e., an attorney, an agent, lobbyist*, or representative) on behalf of a person or organization subject to the regulatory jurisdiction of the agency. This usually occurs when the third party's client is involved in an enforcement, formal permit, or application matter. *This form is subject to all the rules and regulations of the Freedom of Information Law. Information that is confidential as a matter of law need not be furnished.*

Agency: NY State Liquor Authority

Date: March 11, 2013

Division/Bureau: Licensing

1. Name of individual appearing: Allison During (Law Office of Robert V. Ferrari)

Address: 630 Third Avenue, 16th Floor, New York, New York 10017

Telephone: (212) 972-7040

2. Client represented: Starjem Foods LLC d/b/a Fresco By Scotto On The Go, Serial No. 1205362

Address: 114 Pearl Street a/k/a 10 Hanover Square, New York, New York 10005

Telephone: (212) 635-5000

3. Subject of appearance: ☒ **Regulatory/Enforcement** ☐ **Lobbying**

Filing request for duplicate license issuance.

4. Acting in capacity of:

☐ **Attorney** ☐ **Lobbyist** ☐ **Agent**

☒ **Other (describe)** PARALEGAL

5. Are you being compensated? ☒ **Yes** ☐ **No**

If YES, Check FEE or SALARY ☐ **FEE** ☒ **SALARY**

6. Signature of individual appearing: [Signature]

7. Agency official (print name): _____

Signature: _____

*A LOBBYIST is a person or organization, other than a New York State government employee acting in an official capacity, who appears for the purpose of influencing the adoption or rejection of proposed rules, regulations, rates, legislation, including the State budget or the specification or award of a State Procurement Contract. An "appearance" for lobbying purposes can be a personal visit, letter, telephone call, conversation at a meeting, or any other type of contact, but does not include "on the record" proceedings or hearings.

B

-71

STATE OF NEW YORK - LIQUOR AUTHORITY
Renewal Application (Directions for Completion enclosed)

License fee: 4,352.00
Filing fee: 90.00
Total fee due: 4,442.00

489837

SPECIAL MAILING REQUEST: Complete if you want your license mailed to an address other than the licensed premises address:

New effective date: 07/01/2010
New expiration date: 06/30/2012

RECEIVED JUN 15 2010

STARJEM FOODS LLC

114 PEARL ST AKA 10 HANOVER SQ HANOVER SQUARE & WATER STREET
NEW YORK, NY 10005

NEW SERIAL#: 1205362 OLD SERIAL#: 101NEWOP1205362252
114 PEARL ST AKA 10 HANOVER SQ NEW YORK, NY 10005

(Premise address)

Make sure all names and address information is correct, if not make the necessary changes on the reverse side.

5/4

APPROVED METHOD OF OPERATION

METHOD OF OPERATION:

DAYS/HOURS OF OPERATION:

ADDITIONAL INFORMATION:

ANY CHANGE TO THE APPROVED METHOD OF OPERATION MUST BE APPROVED BY THE AUTHORITY PRIOR TO IMPLEMENTING SUCH CHANGE. CONTACT YOUR ZONE OFFICE TO OBTAIN THE APPROPRIATE FORM TO MAKE ANY CHANGES.

ALL QUESTIONS MUST BE ANSWERED.

Any false answer or statement made by the applicant constitutes perjury and will subject any license hereunder to revocation.

1. If any changes in facts have occurred since the signing of the application for your currently held license which have not been reported to and acknowledged by the State Liquor Authority check "YES" and set forth details of changes in facts in the appropriate **schedules A and/or B** on the reverse side. If no changes in facts have occurred, check "NO".

YES NO

1. ☐ ☒

2. State whether said licensed business presently is regularly kept open and operated by the licensee. If no, submit statement with explanation.

2. ☒ ☐

Not Applicable

3. If your premises are closed, state whether your license certificate is deposited in safekeeping with the appropriate zone office of the NYS Liquor Authority.

3. ☐ ☐ ☒

APPLICANT UNDERSTANDS THAT ANY CHANGE IN ANY OF THE FACTS REPORTED HEREIN WHICH OCCURS BETWEEN THE SIGNING OF THIS APPLICATION AND THE COMMENCEMENT OF THE NEW LICENSE PERIOD MUST BE REPORTED TO THE AUTHORITY IN WRITING BY CERTIFIED OR REGISTERED MAIL WITHIN 48 HOURS. ANY CHANGE OF FACTS OCCURRING AFTER THE COMMENCEMENT OF THE NEW LICENSE PERIOD MUST BE REPORTED WITHIN 10 DAYS. THE FAILURE TO COMPLY WITH THE FOREGOING IS A GROUND FOR THE REVOCATION, CANCELLATION OR SUSPENSION OF THE LICENSE.

**THIS CERTIFICATION MUST BE SIGNED and DATED by INDIVIDUAL APPLICANT and EACH MEMBER of A PARTNERSHIP
INDIVIDUAL APPLICANTS AND EACH MEMBER OF A PARTNERSHIP COMPLETE THIS SECTION.**

The undersigned, each for himself, certifies that he is the applicant above named; that he knows the contents of the above application and the statements contained therein, that the same are true of his own knowledge, that he has complied and will continue to comply with all conditions upon which the original license was issued; that no physical changes have been made to the licensed premises since the issuance of the original license, except those authorized by the State Liquor Authority; and represents that all statements made in the original application for this license and in any and all applications for renewal thereof are true and correct, except as modified in subsequent renewal applications or as otherwise reported to and acknowledged or approved by the Authority.

(Print name of licensee(s))

(Signature of licensee(s))

(Home Address)

(Home Telephone)

**THIS CERTIFICATION TO BE SIGNED AND DATED BY A CORPORATION OR A CLUB
CORPORATE OFFICER OR CLUB ALCOHOLIC BEVERAGE CONTROL (ABC) OFFICER COMPLETE THIS SECTION**

ELAINA SCOTTO - FAUCETTA

certifies that he is

LLC MANAGER

(Print Name of Corporate Officer)

(Print Title of Corporate Officer)

of the above named applicant corporation; that he knows the contents of the above application and the statements and answers therein, that the same are true of his own knowledge; that he has been authorized by order of the Board of Directors of said applicant corporation to make the statements and answers in this application in behalf of said applicant corporation with the same force and effect as if said corporation made such statements and answers itself; that it has complied and will continue to comply with all conditions upon which the original license was issued; that no physical changes have been made to the licensed premises since the issuance of the original license, except those authorized by the State Liquor Authority; and represents that all statements made in the original application for this license and in any and all applications for renewal thereof are true and correct, except as modified in subsequent renewal applications or as otherwise reported to and acknowledged or approved by the Authority.

(Signature of authorized officer)

Date: 6/11/2010

1150 FIFTH AVENUE, NEW YORK, NY 10128 (212) 826-3687
(Home Address and Home Telephone)

STATE OF NEW YORK - LIQUOR AUTHORITY
(Renewal Application)

ADDRESS CHANGES OR CORRECTIONS: Note if physical address of premises was changed by Post Office, City, Town, Village, 911 Emergency Systems, or 911 address reassignment, please submit notice of authorization from appropriate agency.

Street address of premises to be licensed		Post office address of premises (If different)	
City, town or village - Zip Code	Telephone Number	City, town or village - Zip Code (If different)	
Landlord Name		Landlord Address	

1a. If you answered yes to Question 1, on the reverse, complete the appropriate schedule "A" or "B".

Use this schedule "A" to set forth details of arrests, summonses and/or convictions which have occurred since the signing of the application for the currently held license and have not been reported to the Authority or having been reported have not been acknowledged by the Authority. Submit copy of Certificate of Disposition or Police Report.

Name of Defendant	Connection with Business (Licensee, employee, patron or other)	Crime or Offense	Date	Disposition in Each case (submit copy)

1b. **Use this schedule, "B" to set forth details of any outstanding loans and/or such "changes" (other than arrests, or address changes) which have not been reported to the Authority or having been reported, have not been acknowledged by the Authority. (See instruction forms. If more space is needed, attach rider).**

Nature of Change	Date	Details

**NOTICE TO MUNICIPALITY/COMMUNITY BOARD
(ON-PREMISES LICENSEES ONLY)**

On Premises Licensees are required by the Alcoholic Beverage Control Law, Section 64, Subdivision 2a, upon receipt of a renewal application for a license to sell alcoholic beverages at retail for consumption on the premises, to promptly notify, in writing, the clerk of the Village, Town or City wherein the premises are located, of your application to the State Liquor Authority not less than thirty days prior to the submission of your application to the Authority. In the City of New York, such notification is to be sent to the community board with jurisdiction over the area in which the premises is located. Notification pursuant to this Section is to be sent by certified mail, return receipt requested.

YOU MUST SUBMIT THE NOTICE PROVIDED WITH THIS RENEWAL PACKET TO THE COMMUNITY BOARD OR MUNICIPALITY AND SUBMIT SAME TO THIS OFFICE ALONG WITH THE ORIGINAL OR A COPY OF THE CERTIFIED MAIL CARD OR RECEIPT



BOND IN SUPPORT OF APPLICATION FOR LICENSE OR PERMIT
UNDER THE NEW YORK ALCOHOLIC BEVERAGE CONTROL LAW

Application Number	Bond Number	This bond expires in 2012	\$ Penal Sum of Bond 1000.00 Plus Costs
--------------------	-------------	------------------------------	--

KNOW ALL MEN BY THESE PRESENTS, that we

Name of Applicant	Address of Place of Business
Starjem Foods LLC DBA Fresco By Scotto On the Go	114 Pearl Street, a/k/a 10 Hanover Square, New York

in the county of Manhattan, State of New York 10005, as Principal, and

Name of Insurance Company	Address of Office or usual Place of Business
WESTERN SURETY COMPANY	101 South Phillips Avenue Sioux Falls, SD 57104

a surety company approved by the Superintendent of Insurance of New York State as to solvency and responsibility and authorized to transact business in New York State, as Surety, are held and firmly bound unto the People of the State of New York in the penal sum set forth above and for the payment of any costs taxed or allowed in any action or proceeding to the extent of One Thousand Dollars (\$1,000.00) for the payment of which sum or sums, well and truly to be made, we, the said principal and surety, bind ourselves, successors, and assigns, respectively, jointly and severally, firmly by these presents.

WHEREAS, the above bounden principal is making application to the New York State Liquor Authority, for a license or permit under the Alcoholic Beverage Control Law and the said State Liquor Authority, by Part 81 of Subtitle B of Title 9 of the Official Compilation of the Codes, Rules and Regulations of the State of New York (Rule 9 of the Rules of the Authority), having required the principal to file with it a bond to the People of the State of New York, as provided in said Law aforesaid,

NOW, THEREFORE, the conditions of this obligation are such that if the said license or permit applied for, which expires on the date designated in said license or permit, is granted to the said principal and the principal will not, during the license or permit period, suffer or permit any violation of the provisions of the Alcoholic Beverage Control Law, or of any of the rules now or hereafter issued by said State Liquor Authority, or give cause, as provided in the Alcoholic Beverage Control Law or Part 53 of Subtitle B of Title 9 of the Official Compilation of the Codes, Rules and Regulations of the State of New York (Rule 36 of the Rules of the State Liquor Authority), for the cancellation, revocation or suspension of said license or permit or the issuance of an order of warning, and will pay all fines and penalties which shall accrue thereunder, together with all costs taxed or allowed in any action or proceeding brought or instituted for a violation of any of the provisions of said Alcoholic Beverage Control Law, or of any of the rules now or hereafter issued by said State Liquor Authority, or for cause for the cancellation, revocation or suspension or issuance of an order of warning as provided in the Alcoholic Beverage Control Law or Rules of the Authority, or costs taxed or allowed in any review pursuant to Section 121 of the Alcoholic Beverage Control Law; then this obligation shall be void; otherwise to remain in full force and effect: subject, however, to the following conditions:

1. An action for the breach of any condition of this bond may be maintained without previous conviction or prosecution for the violation of any provision of said Alcoholic Beverage Control Law, or of any of the rules now or hereafter issued by the State Liquor Authority, or for cause as provided by the Alcoholic Beverage Control Law or Part 53 of Subtitle B of Title 9 of the Official Compilation of the Codes, Rules and Regulations of the State of New York (Rule 36 of the Rules of the Authority).
2. The aggregate liability of the surety on account of any and all defaults hereunder shall in no event exceed the penal sum of this bond plus costs taxed or allowed in any action or proceeding to the extent of One Thousand Dollars (\$1000.00).
3. Upon the payment of any loss arising under this bond, the surety shall be subrogated to the rights and remedies of the obligee against the principal to recover from the principal any amount so paid.
4. Any action brought for the penal sum of this bond shall be commenced within twenty-four months after the expiration of the license or permit period aforementioned, or for costs within one year after final disposition of any action or proceeding. In the event of the institution of any action or proceeding to review the Authority's determination, the period of 24 months shall not commence until the final determination of the proceeding or litigation.
5. This bond shall be effective during the time the aforementioned license or permit shall be in effect and during any extension thereof.
6. A breach of any condition of this bond shall be deemed to have been established by the revocation, cancellation or suspension of the aforesaid license or permit or the issuance of an order of warning by the State Liquor Authority unless said revocation, cancellation, suspension or order of warning shall have been reversed or annulled by a Court of competent jurisdiction.
7. In any action or proceeding to recover on this bond, the principal and the company named herein as Surety waive any defense based upon any defect in the bond, including, but not limited to, an erroneous, improper or defective insertion or omission to insert or apparent alteration of the expiration year and/or amount of the penal sum of the bond and further waive any objection that the bond bears a printed, typewritten or facsimile signature. Any bond filed with the State Liquor Authority shall be admissible in evidence in any court on application of the State Liquor Authority or People of the State of New York without further proof of due execution thereof, by or on behalf of the principal and surety and shall be conclusively presumed to have been duly executed by and on behalf of the principal and surety. Any bond filed with the State Liquor Authority and bearing the printed or facsimile name of the surety or the typewritten or facsimile signature of its representative shall be conclusively presumed to be the duly issued bond of the surety company and binding on it, its successors and assigns for the amount specified in Part 81 of Subtitle B of Title 9 of the Official Compilation of Codes, Rules and Regulations of the State of New York (Rule 9 of the Rules of the State Liquor Authority).

IN WITNESS WHEREOF the parties hereto have caused these presents to be signed and sealed this
1st day of July, 2010
Name of issuing agency Global Coverage, Inc. Address 9 E. 37th St., 4th Floor
New York, NY 10016-2897
Phone # (212) 683-2622

Starjem Foods LLC L.S.
Principal (Applicant/Licensee)

BY: 

Western Surety Company

BY: 

Paul T. Bruflat, Senior Vice President

ROBERT V. FERRARI

ATTORNEY AT LAW

630 THIRD AVENUE, NEW YORK, N.Y. 10017

(212) 972-7040

TELECOPIER (212) 922-1939

E-MAIL: rvf@rvferrari.com

RICHARD H. BYRNES

May 4, 2010

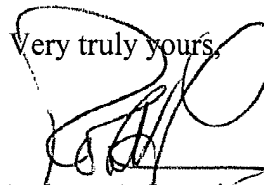
Manhattan Community Board 1
49-51 Chambers Street, Room 715
New York, New York 10007

Re: Starjem Foods LLC
114 Pearl Street a/k/a 10 Hanover Square
New York, New York 10005

Dear Sir/Madam:

Enclosed is Renewal Application Notice Form from the State Liquor Authority.

This is being sent pursuant to the Alcoholic Beverage Control Law.

Very truly yours,

Robert V. Ferrari

Enclosure

Via Certified Mail/
Return Receipt Requested



STATE OF NEW YORK
EXECUTIVE DEPARTMENT
DIVISION OF ALCOHOLIC BEVERAGE CONTROL
STATE LIQUOR AUTHORITY

Standardized **RENEWAL APPLICATION NOTICE FORM** for Providing a
30-Day Advance Notice to a Local Municipality or Community Board
in connection with the submission to the State Liquor Authority of a
Renewal Application for an On-Premises Alcoholic Beverage License

1.	Date the Original copy of this Notice was Mailed to the Local Municipality or Community Board:	Month: 05, Day: 04, Year: 2010
THIS 30-DAY ADVANCE NOTICE IS BEING MAILED TO THE CLERK OF THE FOLLOWING LOCAL MUNICIPALITY OR COMMUNITY BOARD		
2.	Name of the Local Municipality or Community Board:	MANHATTAN COMMUNITY BOARD NO. 1
3.	Street Address of Local Municipality or Community Board:	49-51 CHAMBERS STREET, ROOM 715
4.	City, Town, or Village:	NEW YORK, NY Zip Code: 10007
5.	Telephone Number of Clerk of Local Municipality or Community Board:	212-442-5050
ATTORNEY FOR THE LICENSE HOLDER SUBMITTING THE RENEWAL APPLICATION		
6.	Attorney's Full Name is:	ROBERT V. FERRARI
7.	Attorney's Street Address:	630 THIRD AVENUE, 16 TH FLOOR
8.	City, Town, or Village:	NEW YORK, NY Zip Code: 10017
9.	Business Telephone Number of Attorney:	212-972-7040
CURRENT LICENSE HOLDER WHO/THAT WILL SUBMIT THE RENEWAL APPLICATION TO THE STATE LIQUOR AUTHORITY		
10.	Type(s) of Alcohol sold under the License ("X" one):	<input type="checkbox"/> Beer Only <input type="checkbox"/> Wine and Beer Only <input checked="" type="checkbox"/> Liquor, Wine, and Beer
11.	Extent of Food Service: ("X" one)	<input checked="" type="checkbox"/> Restaurant (Sale of Food Primarily; Full Food Menu; Kitchen run by Chef) <input type="checkbox"/> Tavern-Restaurant (A mixed-use establishment that has both a sit-down dining area and a "stand-up" bar where patrons may receive direct deliveries of alcohol) <input type="checkbox"/> Tavern / Cocktail Lounge / Adult Venue / Bar (Alcohol sales primarily - meets legal minimum food availability requirements)
12.	Type of Establishment: ("X" all that apply)	<input type="checkbox"/> Hotel <input type="checkbox"/> Live Music <input type="checkbox"/> Disk Jockey <input type="checkbox"/> Juke Box <input type="checkbox"/> Patron Dancing (Small Scale) <input type="checkbox"/> Cabaret, Night Club, Discotheque (Large Scale Dance Club) <input type="checkbox"/> Capacity for 600 or more patrons <input type="checkbox"/> Club (e.g. Golf / Fraternal Org.) <input type="checkbox"/> Bed & Breakfast <input type="checkbox"/> Catering Facility <input type="checkbox"/> Stage Shows <input type="checkbox"/> Topless Entertainment <input type="checkbox"/> Other (Specify):
13.	Licensed Outdoor Area:	<input checked="" type="checkbox"/> None <input type="checkbox"/> Rooftop <input type="checkbox"/> Patio or Deck <input type="checkbox"/> Freestanding Covered Structure <input type="checkbox"/> Garden / Grounds <input type="checkbox"/> Other (Specify):
14.	Will the License Holder or a Manager be physically present within the establishment during All Hours of Operation? ("X" one):	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
15.	License Serial Number:	1205362
16.	Expiration Date:	Month: 06, Day: 30, Year: 2010
17.	The License Holder's Full Name, as it appears on the Alcoholic Beverage License Certificate, is:	STARJEM FOODS LLC
18.	The Full Name of the Establishment (the Trade Name under which the Licensed Establishment conducts business) is:	FRES CO BY SCOTTO ON THE GO
19.	The Licensed Establishment is located within the building which has the following street address:	114 PEARL STREET A/K/A 10 HANOVER SQUARE
20.	City, Town, or Village:	NEW YORK, NY Zip Code: 10005
21.	The Licensed Establishment is located on the following floor(s) of the building at the above address:	FIRST FLOOR AND BASEMENT
22.	Within the building at the above address, the Licensed Establishment is located within the room(s) numbered as follows:	N/A
23.	Business Telephone Number of Current License Holder:	212-635-5000
24.	Business Fax Number of Current License Holder:	
25.	Business E-Mail Address of Current License Holder:	
26.	Does the License Holder own the building in which the Licensed Establishment is located? ("X" one)	Yes <input type="checkbox"/> If "YES", SKIP items No. 27-30. Complete the 3 entries at Item No. 31. No <input checked="" type="checkbox"/> If "NO", ANSWER items No. 27-30, and complete the 3 entries at Item No. 31.
OWNER OF THE BUILDING IN WHICH THE LICENSED ESTABLISHMENT IS LOCATED		
27.	Building Owner's Full Name is:	TEN HANOVER LLC C/O THE WITKOFF GROUP LLC
28.	Building Owner's Street Address:	220 EAST 42 ND STREET
29.	City, Town, or Village:	NEW YORK, NEW YORK, NY Zip Code: 10017
30.	Business Telephone Number of Building Owner:	203-552-9167
31.	I hold the License or am a Principal of the Legal Entity that holds the License. Representations in this form are in conformity with representations made in submitted documents relied upon by the Authority when granting the existing license. I understand that representations made in this form will also be relied upon, and that false representations may result in revocation of the license. By my signature, I affirm - under Penalty of Perjury - that the representations made in this form are true.	
	Printed Name	Signature
	ELAINA SCOTTO-FORCETTA	MEMBER/MANAGER X [Signature]



STATE OF NEW YORK

NOTICE OF APPEARANCE

Section 166 of the Executive Law requires a regulatory agency to maintain for public inspection, a record of who appears before it, for a fee as a third party (i.e., an attorney, an agent, lobbyist*, or representative) on behalf of a person or organization subject to the regulatory jurisdiction of the agency. This usually occurs when the third party's client is involved in an enforcement, formal permit, or application matter. *This form is subject to all the rules and regulations of the Freedom of Information Law. Information that is confidential as a matter of law need not be furnished.*

Agency: New York State Liquor Authority **Date:** June 11, 2010

Division/Bureau: Renewals Department

1. **Name of individual appearing:** Robert V. Ferrari

Address: 630 Third Avenue, 16th Floor, New York, New York 10017

Telephone: (212) 972-7040

2. **Client represented:** Starjem Foods LLC

Address: 114 Pearl Street a/k/a 10 Hanover Square, New York, New York 10005

Telephone: (212) 635-5000

3. **Subject of appearance:** ☒ **Regulatory/Enforcement** ☐ **Lobbying**

Filing renewal application for on-premises liquor license.

4. **Acting in capacity of:**

☒ **Attorney** ☐ **Lobbyist**

☐ **Agent** ☐ **Other (describe)** _____

5. **Are you being compensated?** ☒ **Yes** ☐ **No** **If Yes:** ☒ **Fee** ☐ **Salary**

6. **Signature of individual appearing:** 

7. **Agency official (print name):** _____

Signature: _____

*A LOBBYIST is a person or organization, other than a New York State government employee acting in an official capacity, who appears for the purpose of influencing the adoption or rejection of proposed rules, regulations, rates, legislation, including the State budget or the specification or award of a State Procurement Contract. An "appearance" for lobbying purposes can be a personal visit, letter, telephone call, conversation at a meeting, or any other type of contact, but does not include "on the record" proceedings or hearings.

FILING RECEIPT

=====

ENTITY NAME : STARJEM FOODS LLC

DOCUMENT TYPE : ASSUMED NAME LTD LIABILITY CO

=====

FILER:

FILED: 06/03/2010

CASH#: 238765

FILM#: 20100603055

ROBERT V FERRARI

630 THIRD AVE

16TH FL

NEW YORK

NY

10017

PRINCIPAL LOCATION

114 PEARL ST A/K/A 10

HANOVER SQ. & WATER ST

NEW YORK

NY 10005

COMMENT:

ASSUMED NAME

FRESCO BY SCOTTO ON THE GO

=====

SERVICE COMPANY : +++ NO SERVICE COMPANY +++

CODE:

BOX :

FEES 50.00

PAYMENTS: 50.00

FILING : 25.00

CASH :

COUNTY : .00

CHECK :

COPIES : .00

C CARD : 50.00

MISC : .00

HANDLE : 25.00

REFUND :

7009 0820 0000 0690 0263 0690

U.S. Postal Service™		
CERTIFIED MAIL™ RECEIPT		
<i>(Domestic Mail Only; No Insurance Coverage Provided)</i>		
For delivery information visit our website at www.usps.com ®		
NEW YORK, NY 10007		
OFFICIAL USE		
Postage	\$ 0.44	0010
Certified Fee	\$2.80	25
Return Receipt Fee (Endorsement Required)	\$2.30	Postmark Here
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 5.54	05/04/2010
Sent To MANHATTAN COMMUNITY BOARD NO. 1 Street, Apt. No., or PO Box No. 49-51 CHAMBERS STREET, ROOM 715 City, State, ZIP+4 NEW YORK, NEW YORK 10007		
PS Form 3800, August 2006		
See Reverse for Instructions		

ON-PREMISES LIQUOR LICENSE
SERIAL #: 1205362
COUNTY: NEW YORK



EFFECTIVE DATE: 06/18/2010
EXPIRATION DATE: 06/30/2012
CERTIFICATE #: 780270

NEW YORK STATE LIQUOR AUTHORITY

THE LICENSEE DESIGNATED BELOW IS HEREBY GRANTED PERMISSION, UNDER THE ALCOHOLIC BEVERAGE CONTROL LAW TO TRAFFIC IN ALCOHOLIC BEVERAGE PURSUANT TO THE TYPE OF LICENSE INDICATED IN THE UPPER LEFT HAND CORNER OF THIS CERTIFICATE AND ACCORDING TO THE STATUTES AND REGULATIONS PERTAINING THERETO.

THIS LICENSE SHALL NOT BE TRANSFERABLE TO ANY OTHER PERSON OR TO ANY OTHER PREMISES OR TO ANY OTHER PART OF THE BUILDING CONTAINING SUCH LICENSED PREMISES; IT SHALL NOT BE DEEMED A PROPERTY OR VESTED RIGHT AND MAY BE REVOKED AT ANY TIME PURSUANT TO LAW

METHOD OF OPERATION

RESTAURANT SERVING BEER WINE AND LIQUOR

STARJEM FOODS LLC
FRESCO BY SCOTTO ON THE GO
114 PEARL ST AKA 10 HANOVER SQ
NEW YORK NY 10005

FILING FEE \$90.00
LICENSE FEE \$4,352.00

Dennis Rosen

Dennis Rosen
Chairman

BEFORE COMMENCING OR DOING ANY BUSINESS FOR THE TIME FOR WHICH THIS LICENSE HAS BEEN ISSUED, THE SAID LICENSE SHALL BE ENCLOSED IN A SUITABLE WOOD OR METAL FRAME, HAVING A CLEAR GLASS SPACE AND A SUBSTANTIAL WOOD OR METAL BACK SO THAT THE WHOLE OF SAID LICENSE MAY BE SEEN THEREIN, AND SHALL BE POSTED UP AND AT ALL TIMES DISPLAYED IN A CONSPICUOUS PLACE IN THE ROOM WHERE SUCH BUSINESS IS CARRIED ON, SO THAT ALL PERSONS VISITING SUCH PLACE MAY READILY SEE THE SAME.

SLA FORM 180-033 (10/09)

Certificate No. B780270

FOLD AND TEAR HERE

FOLD AND TEAR HERE

NOA RENEWAL ADVISORY

Serial #: 1205362

Key: 121NEWOP1205362252

License fee:	581504	4,352.00
Filing fee:		90.00
Total fee due:		4,442.00

New effective date:	07/01/2012
New expiration date:	06/30/2014

Premises Address:

STARJEM FOODS LLC
FRESCO BY SCOTTO ON THE GO
114 PEARL ST AKA 10 HANOVER SQ HANOVER SQUARE & WATER STREET
NEW YORK, NY 10005

RECEIVED JUN 12 2012

*This letter is to notify you that your current license is due to expire on 06/30/2012.
The renewal procedures have changed so please review all forms / instructions carefully.*

THIS IS THE ONLY NOTIFICATION YOU WILL RECEIVE.

*The renewal application form can be found on the Authority's website at
www.sla.ny.gov/renewals*

You must complete the renewal application and return it with this renewal advisory to the address below:

**M&T Bank Lockbox
New York State Liquor Authority
PO Box 8000-Dept 930
Buffalo, New York 14267**

You must include this renewal advisory, the completed renewal application, appropriate fee and all other required documents.

The required Community Board / Municipality notice form for on-premises licensees is also available on our website. You must notify the Community Board / Municipality at least 30 days prior to sending the renewal forms to the Authority.

NOTE: Renewal applications must be mailed to the address shown above. Applications sent to any other address will be returned and will delay the processing of your renewal.

RETAIL-RENEWAL

Please complete all of the fields provided in the form. If the Trade Name has changed since the last renewal filing you must also include a filing receipt or a certificate of assumed name with the renewal application. Other changes noted on the renewal application do not constitute proper notification to the Authority, nor does the approval of the renewal application constitute approval of any changes listed in the renewal, other than the Trade Name change.

1. Licensed Premises Information

Is your licensed premises closed? ☐ YES ☒ NO

If yes, is your license in safekeeping with the New York State Liquor Authority? ☐ YES ☐ NO

Licensed Premises Name: License Serial #:

Trade Name (if applicable): Effective Date:

Federal Employer Identification Number: Expiration Date:

If you hold an on-premises license, please select the method of operation from the following list:

- ☐ Bar/Tavern ☐ Cabaret ☐ Cafe ☐ Catering Establishment
☐ Club (i.e., Fraternal Org) ☐ Hotel ☐ Night Club ☐ Pizzeria ☒ Restaurant

Please list any condition(s) or stipulation(s) associated with your current license that were agreed to with the local Municipality/ Community Board or placed on your license by the Authority. Attach additional sheets if necessary.

None

Address of the Licensed Premises

ALL SECTIONS MUST BE COMPLETED IN ORDER TO APPROVE YOUR RENEWAL

If your address has been changed as a result of a 911 change, please provide proof of the change such as notification of the 911 address change from the local Municipality/Community Board or notification from the Post Office.

Licensed Premises Address:

City: State: Zip Code:

County: Email Address:

Premises Telephone # (include area code): Contact Phone # (include area code):

Mailing Address (if different than premises address)

Mailing Address:

City: State: Zip Code:

Landlord/Building Owner Name and Address - also required if building is owned by the licensee

Landlord Name:

Address:

City: State: Zip Code:

RETAIL-RENEWAL**2. Arrest/Conviction Information**

Has the applicant or (if partnership) any of the partners, or (if a corporation) any of the officers, directors, stockholders, or any agent or employee of the applicant, been **ARRESTED** and/or **CONVICTED** during this renewal period (including pleas of guilty or suspended sentences) of any felony or of any other crime or offense of any kind except minor traffic violations? ☐ YES ☒ NO ☐ Previously Reported

If YES, complete the chart below and where applicable, submit a Police Report, Certificate of Disposition, Certificate of Conviction or a Certificate of Relief from Disabilities from the Court Clerk for each case. If necessary, attach additional sheets.

Name of the Defendant	Connection with Licensed Premise (licensee, officer, employee)	Date of Offense	Nature of the arrest and/or conviction	Disposition

3. Applicant Information and Certification

The signature below certifies that I know the contents of this application and the statements contained therein; that the same are true of my own knowledge; and that I am authorized to execute this application and sign this certification. I further certify that I have read the terms and conditions included with this application for the renewal and agree to comply with the conditions.

A. Sole Proprietor (This section must be completed, signed and dated by the sole proprietor.)

Print Name:	<input type="text"/>	Date of Birth:	<input type="text"/>	Social Security #:	<input type="text"/>
Residence street address:	<input type="text"/>				
City:	<input type="text"/>	State:	<input type="text"/>	Zip Code:	<input type="text"/>
Telephone # (include area code):	<input type="text"/>	Cell Phone # (include area code):	<input type="text"/>		
Signature _____		Title _____		Date _____	

B. Partnership (This section must be completed, signed and dated by each partner.)

Print Name:	<input type="text"/>	Date of Birth:	<input type="text"/>	Social Security #:	<input type="text"/>
Residence street address:	<input type="text"/>				
City:	<input type="text"/>	State:	<input type="text"/>	Zip Code:	<input type="text"/>
Telephone # (include area code):	<input type="text"/>	Cell Phone # (include area code):	<input type="text"/>		
Partner Signature _____		Title _____		Date _____	

RETAIL-RENEWAL**B. Partnership (Continued -attach additional sheets if necessary)**

Print Name: Date of Birth: Social Security #:

Residence street address:

City: State: Zip Code:

Telephone # (include area code): Cell Phone # (include area code):

Partner Signature _____ Title _____ Date _____

**C. Corporation, LLC or LLP (This section must be completed, signed and dated by an authorized officer.
This principal should be the primary point of contact.)**

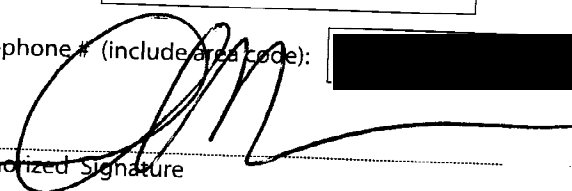
Print Name: Anthony Scotto, Jr Date of Birth: Social Security #:

Residence street address:

City: State: Zip Code:

Title: LLC Manager

Telephone # (include area code): Cell Phone # (include area code):

Authorized Signature  Title MEMBER Date 6/5/12

**All remaining Principals on the license must be listed below.
(Attach additional sheets as needed to include all principals)**

Print Name: Elaina Scotto-Faucetta Date of Birth: Social Security #:

Residence street address:

City: State: Zip Code:

Title: LLC Manager

Telephone # (include area code): Cell Phone # (include area code):

Print Name: Rosanna Scotto Date of Birth: Social Security #:

Residence street address:

City: State: Zip Code:

Title: LLC Member

Telephone # (include area code): Cell Phone # (include area code):

RETAIL-RENEWAL**List of other principals continued** *(Attach additional pages as needed to include all principals)*

Print Name:	Marion Scotto	Date of Birth:		Social Security #:	
Residence street address:					
City:		State:		Zip Code:	
Title:	LLC Manager				
Telephone # (include area code):			Cell Phone # (include area code):		

Print Name:	Coastal To Go LLC	Date of Birth:	Not Applicable	Social Security #:	Not Applicable
Residence street address:					
City:		State:		Zip Code:	
Title:	LLC Member				
Telephone # (include area code):			Cell Phone # (include area code):		

D. Club *(This section must be completed, signed and dated by the Club Alcoholic Beverage Control (ABC) Officer who has been approved by the State Liquor Authority.)*

Print Name:		Date of Birth:		Social Security #:	
Residence street address:					
City:		State:		Zip Code:	
Title:					
Telephone # (include area code):			Cell Phone # (include area code):		

Authorized Signature	Title	Date
----------------------	-------	------

BOND IN SUPPORT OF APPLICATION FOR LICENSE OR PERMIT
UNDER THE NEW YORK ALCOHOLIC BEVERAGE CONTROL LAW

Application Number	Bond Number	This bond expires in	Penal Sum of Bond
		2014	\$1,000.00 Plus Costs

KNOW ALL MEN BY THESE PRESENTS, that we

Name of Applicant	Address of Place of Business
Starjem Foods LLC dba Fresco By Scotto On The Go	of 114 Pearl St., A/K/A 10 Hanover Square New York

in the county of Manhattan, State of NEW YORK 10005, as Principal, and

Name of Insurance Company	Address of Office or usual Place of Business
WESTERN SURETY COMPANY	P.O. Box 5077 Sioux Falls, SD 57117-5077

a surety company approved by the Superintendent of Insurance of New York State as to solvency and responsibility and authorized to transact business in New York State, as Surety, are held and firmly bound unto the People of the State of New York in the penal sum set forth above and for the payment of any costs taxed or allowed in any action or proceeding to the extent of One Thousand Dollars (\$1,000.00) for the payment of which sum or sums, well and truly to be made, we, the said principal and surety, bind ourselves, successors, and assigns, respectively, jointly and severally, firmly by these presents.

WHEREAS, the above bounden principal is making application to the New York State Liquor Authority, for a license or permit under the Alcoholic Beverage Control Law and the said State Liquor Authority, by Part 81 of Subtitle B of Title 9 of the Official Compilation of the Codes, Rules and Regulations of the State of New York (Rule 9 of the Rules of the Authority), having required the principal to file with it a bond to the People of the State of New York, as provided in said Law aforesaid,

NOW, THEREFORE, the conditions of this obligation are such that if the said license or permit applied for, which expires on the date designated in said license or permit, is granted to the said principal and the principal will not, during the license or permit period, suffer or permit any violation of the provisions of the Alcoholic Beverage Control Law, or of any of the rules now or hereafter issued by said State Liquor Authority, or give cause, as provided in the Alcoholic Beverage Control Law or Part 53 of Subtitle B of Title 9 of the Official Compilation of the Codes, Rules and Regulations of the State of New York (Rule 36 of the Rules of the State Liquor Authority), for the cancellation, revocation or suspension of said license or permit or the issuance of an order of warning, and will pay all fines and penalties which shall accrue thereunder, together with all costs taxed or allowed in any action or proceeding brought or instituted for a violation of any of the provisions of said Alcoholic Beverage Control Law, or of any of the rules now or hereafter issued by said State Liquor Authority, or for cause for the cancellation, revocation or suspension or issuance of an order of warning as provided in the Alcoholic Beverage Control Law or Rules of the Authority, or costs taxed or allowed in any review pursuant to Section 121 of the Alcoholic Beverage Control Law; then this obligation shall be void; otherwise to remain in full force and effect: subject, however, to the following conditions:

1. An action for the breach of any condition of this bond may be maintained without previous conviction or prosecution for the violation of any provision of said Alcoholic Beverage Control Law, or of any of the rules now or hereafter issued by the State Liquor Authority, or for cause as provided by the Alcoholic Beverage Control Law or Part 53 of Subtitle B of Title 9 of the Official Compilation of the Codes, Rules and Regulations of the State of New York (Rule 36 of the Rules of the Authority).
2. The aggregate liability of the surety on account of any and all defaults hereunder shall in no event exceed the penal sum of this bond plus costs taxed or allowed in any action or proceeding to the extent of One Thousand Dollars (\$1,000.00).
3. Upon the payment of any loss arising under this bond, the surety shall be subrogated to the rights and remedies of the obligee against the principal to recover from the principal any amount so paid.
4. Any action brought for the penal sum of this bond shall be commenced within twenty-four months after the expiration of the license or permit period aforementioned, or for costs within one year after final disposition of any action or proceeding. In the event of the institution of any action or proceeding to review the Authority's determination, the period of 24 months shall not commence until the final determination of the proceeding or litigation.
5. This bond shall be effective during the time the aforementioned license or permit shall be in effect and during any extension thereof.
6. A breach of any condition of this bond shall be deemed to have been established by the revocation, cancellation or suspension of the aforesaid license or permit or the issuance of an order of warning by the State Liquor Authority unless such revocation, cancellation, suspension or order of warning shall have been reversed or annulled by a Court of competent jurisdiction.
7. In an action or proceeding to recover on this bond, the principal and the company named herein as Surety waive any defense based upon any defect in the bond, including, but not limited to, an erroneous, improper or defective inscription, omission, misprint or apparent alteration of the expiration year and/or amount of the penal sum of the bond and further waive any objection that the bond bears a printed, typewritten or facsimile signature. Any bond filed with the State Liquor Authority shall be admissible in evidence in any court on application of the State Liquor Authority or the People of the State of New York without further proof of due execution thereof by or on behalf of the principal and surety. The bond shall be conclusively presumed to have been duly executed by and on behalf of the principal and surety if the bond filed with the State Liquor Authority and bearing the printed or facsimile name of the surety and the printed or facsimile signature of its representative shall be conclusively presumed to be the duly issued and binding signature of the surety company and binding on it, its successors and assigns for the amount specified in Part 81 of Subtitle B of Title 9 of the Official Compilation of Codes, Rules and Regulations of the State of New York (Rule 9 of the Rules of the State Liquor Authority).

IN WITNESS WHEREOF the parties hereto have caused these presents to be signed and sealed this
30 day of June 2012

Name of issuing agency GLOBAL COVERAGE, INC. Address 9 E. 37TH ST., 4TH FLOOR, NEW YORK, NY 10016-2897
Phone # (212)683-2622

Starjem Foods LLC dba Fresco By
Scotto On The Go

Principal (Applicant/Licensee)

L. S.

WESTERN SURETY COMPANY

Surety

BY

BY

Paul T. Bruflat, Senior Vice President

L. S.

ROBERT V. FERRARI

ATTORNEY AT LAW

630 THIRD AVENUE, NEW YORK, N.Y. 10017

(212) 972-7040

TELECOPIER (212) 922-1939

E-MAIL: rvf@rvferrari.com

MICHAEL FERRARI
mf@rvferrari.com

May 8, 2012

Manhattan Community Board No. 1
49-51 Chambers Street, Room 715
New York, New York 10007

Re: Starjem Foods LLC
114 Pearl Street a/k/a 10 Hanover Square
New York, New York 10005

Dear Sir/Madam:

Enclosed is Renewal Application Notice Form from the State Liquor Authority.

This is being sent pursuant to the Alcoholic Beverage Control Law.

Very truly yours,

Robert W. Ferrari

Enclosure

Via Certified Mail/
Return Receipt Requested

2780 2780 0001 8601 6092

U.S. Postal Service TM	
CERTIFIED MAIL TM RECEIPT	
(Domestic Mail Only; No Insurance Coverage Provided)	
For delivery information visit our website at www.usps.com	
OFFICIAL USE	
Postage	\$ 45
Certified Fee	2.95
Return Receipt Fee (Endorsement Required)	2.35
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.75

NEW YORK NY 10017
GRAND CENTRAL STATION
MAY 8 2012

Sent To
MANHATTAN COMMUNITY BOARD NO. 1
Street, Apt. No.
or PO Box No. 49-51 CHAMBERS STREET, ROOM 715
City, State, ZIP+4
NEW YORK, NEW YORK 10007

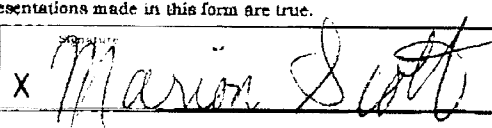
PS Form 3800, August 2006 See Reverse for Instructions

STATE OF NEW YORK
EXECUTIVE DEPARTMENT
DIVISION OF ALCOHOLIC BEVERAGE CONTROL
STATE LIQUOR AUTHORITY

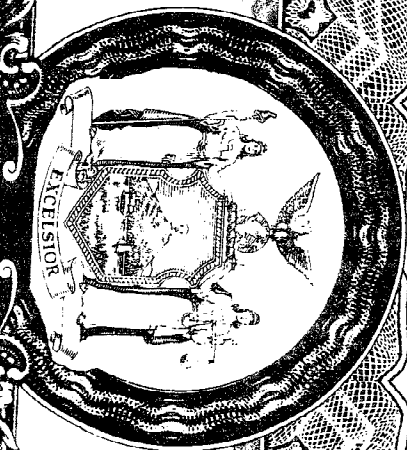
Standardized **NOTICE FORM** for Providing a 30-Day Advance Notice to a Local Municipality or

Community Board in connection with the submission to the State Liquor Authority of a (check one)

☐ New Application ☒ Renewal Application ☐ Alteration Application
☐ Corporate Change for an On-Premises Alcoholic Beverage License

1	Date the original copy of this Notice was mailed to the Local Municipality or Community Board.		0	5	0	8	2	0	1	2	
THIS 30-DAY ADVANCE NOTICE IS BEING PROVIDED TO THE CLERK OF THE FOLLOWING LOCAL MUNICIPALITY OR COMMUNITY BOARD											
2	Name of the Local Municipality or Community Board: Manhattan Community Board No. 1										
ATTORNEY REPRESENTING THE APPLICANT IN CONNECTION WITH THE APPLICANT'S LICENSE APPLICATION NOTED AS ABOVE FOR THE ESTABLISHMENT IDENTIFIED IN THIS NOTICE											
3	Attorney's Full Name is: Robert V. Ferrari										
4	Attorney's Street Address: 630 Third Avenue, 16th Floor										
5	City, Town or Village: New York				State: New York			Zip Code: 10017			
6	Business Telephone Number of Attorney: (212) 972-7040										
FOR NEW APPLICANTS, PROVIDE DESCRIPTION BELOW USING ALL INFORMATION KNOWN TO DATE FOR ALTERATION APPLICANTS, ATTACH COMPLETE DESCRIPTION AND DIAGRAM OF PROPOSED ALTERATION(S) FOR CURRENT LICENSEES, SET FORTH APPROVED METHOD OF OPERATION ONLY DO NOT USE THIS FORM TO CHANGE YOUR METHOD OF OPERATION											
7	Type(s) of alcohol sold or to be sold under the license: (*X* One) <input type="checkbox"/> Beer Only <input type="checkbox"/> Wine and Beer Only <input checked="" type="checkbox"/> Liquor, Wine and Beer										
8	Extent of Food Service: (*X* One) <input checked="" type="checkbox"/> Restaurant (Sale of food primarily; Full food menu; Kitchen run by chef) <input type="checkbox"/> Tavern/Cocktail Lounge/Adult Venue/Bar (Alcohol sales primarily; meets legal minimum food availability requirements)										
9	Type of establishment: (*X* all that apply) <input type="checkbox"/> Hotel <input type="checkbox"/> Live Music <input type="checkbox"/> Disc Jockey <input type="checkbox"/> Juke Box <input type="checkbox"/> Patron Dancing (Small scale) <input type="checkbox"/> Karaoke Bar <input type="checkbox"/> Cabaret, Night Club, Discotheque (Large Scale Dance Club) <input type="checkbox"/> Capacity for 600 or more patrons <input type="checkbox"/> Bed & Breakfast <input type="checkbox"/> Club (e.g. Golf/Fraternal Org.) <input type="checkbox"/> Catering Facility <input type="checkbox"/> Stage Shows <input type="checkbox"/> Topless Entertainment <input type="checkbox"/> Recreational Facility (Sports Facility/Vessel)										
10	Licensed outdoor area: (*X* all that apply) <input checked="" type="checkbox"/> None <input type="checkbox"/> Rooftop <input type="checkbox"/> Patio or Deck <input type="checkbox"/> Freestanding Covered Structure <input type="checkbox"/> Garden/Grounds <input type="checkbox"/> Sidewalk Cafe <input type="checkbox"/> Other (Specify) None										
11	Will the license holder or a manager be physically present within the establishment during all hours of operation? (*X* one) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No										
12	License serial number: 1205362					Expiration Date: 06/30/2012					
13	The applicant's or license holder's full name, as it appears or will appear on the license: Starjem Foods LLC										
14	The Trade name, if any, under which the establishment conducts or will conduct business: Fresco By Scotto On The Go										
15	The establishment is located within the building which has the following street address: 114 Pearl Street a/k/a 10 Hanover Square										
16	City, Town, or Village: New York				NY		Zip Code: 10005				
17	The establishment is located on the following floor(s) of the building at the above address: First Floor and Basement										
18	Within the building at the above address, the establishment is located within the room(s) numbered as follows: Not Applicable										
19	Business telephone number of applicant/licensee: (212) 635-5000					Business fax number of applicant/licensee (212) 635-5001					
20	Business e-mail address of applicant/licensee: Elaina@frescobyscotto.com										
21	Does the applicant or license holder own the building in which the establishment is located? (*X* one) <input type="checkbox"/> Yes (If "Yes", SKIP items 22-25) <input checked="" type="checkbox"/> No										
OWNER OF THE BUILDING IN WHICH THE LICENSED ESTABLISHMENT IS LOCATED											
22	Building owner's full name is: UDR 10 Hanover LLC c/o Cushman and Wakefield, Inc.										
23	Building owner's street address: 100 Wall Street, 28th Floor										
24	City, Town, or Village: New York				NY		Zip Code: 10005				
25	Business telephone number of building owner: 212-709-0768										
26	I am the applicant or hold the license or am a principal of the legal entity that holds or is applying for the license. Representations in this form are in conformity with representations made in submitted documents relied upon by the Authority when granting the license. I understand that representations made in this form will also be relied upon, and that false representations may result in disapproval of the application or revocation of the license. By my signature, I affirm - under Penalty of Perjury - that the representations made in this form are true.										
	Printed Name: Marion Scotto				Title: LLC Manager/Member				Signature: X 		

ON-PREMISES LIQUOR LICENSE
SERIAL #: 1205362
COUNTY: NEW YORK



EFFECTIVE DATE: 06/19/2012
EXPIRATION DATE: 06/30/2014
CERTIFICATE #: 813561

NEW YORK STATE LIQUOR AUTHORITY

THE LICENSEE DESIGNATED BELOW IS HEREBY GRANTED PERMISSION, UNDER THE ALCOHOLIC BEVERAGE CONTROL LAW TO TRAFFIC IN ALCOHOLIC BEVERAGE PURSUANT TO THE TYPE OF LICENSE INDICATED IN THE UPPER LEFT HAND CORNER OF THIS CERTIFICATE AND ACCORDING TO THE STATUTES AND REGULATIONS PERTAINING THERETO.

THIS LICENSE SHALL NOT BE TRANSFERABLE TO ANY OTHER PERSON OR TO ANY OTHER PREMISES OR TO ANY OTHER PART OF THE BUILDING CONTAINING SUCH LICENSED PREMISES: IT SHALL NOT BE DEEMED A PROPERTY OR VESTED RIGHT AND MAY BE REVOKED AT ANY TIME PURSUANT TO LAW

METHOD OF OPERATION
RESTAURANT SERVING BEER WINE AND LIQUOR

STARJEM FOODS LLC
FRESCO BY SCOTTO ON THE GO
114 PEARL ST AKA 10 HANOVER SQ
NEW YORK NY 10005

FILING FEE \$90.00
LICENSE FEE \$4,352.00

Dennis Rosen
Dennis Rosen
Chairman

BEFORE COMMENCING OR DOING ANY BUSINESS FOR THE TIME FOR WHICH THIS LICENSE HAS BEEN ISSUED, THE SAID LICENSEE SHALL BE ENCLOSED IN A SUITABLE WOOD OR METAL FRAME, HAVING A CLEAR GLASS SPACE AND A SUBSTANTIAL WOOD OR METAL BACK SO THAT THE WHOLE OF SAID LICENSE MAY BE SEEN THEREIN, AND SHALL BE POSTED UP AND AT ALL TIMES DISPLAYED IN A CONSPICUOUS PLACE IN THE ROOM WHERE SUCH BUSINESS IS CARRIED ON, SO THAT ALL PERSONS VISITING SUCH PLACE MAY READILY SEE THE SAME.

SLA FORM 180-033 (10/09)

Certificate No. B813561

FOLD AND TEAR HERE

FOLD AND TEAR HERE

1205362



OFFICE USE ONLY		
<input type="radio"/> Original	<input type="radio"/> Amended	Date
STATE OF NEW YORK		
NOTICE OF APPEARANCE		

-136

Section 166 of the Executive Law requires a regulatory agency to maintain for public inspection, a record of who appears before it, for a fee as a third party (i.e., an attorney, an agent, lobbyist*, or representative) on behalf of a person or organization subject to the regulatory jurisdiction of the agency. This usually occurs when the third party's client is involved in an enforcement, formal permit, or application matter. *This form is subject to all the rules and regulations of the Freedom of Information Law. Information that is confidential as a matter of law need not be furnished.*

Agency: State Liquor Authority

Date: May 7, 2013

Division/Bureau: Renewals

1. Name of individual appearing:

Law Office of Bruno V. Gioffre, Jr., PLLC

Address:

2900 Westchester Avenue, Suite 200 - Purchase NY 10577

Telephone:

914-358-6430

2. Client represented:

Family Group Enterprises Inc.

Address:

35 Broadway, Brooklyn NY 11211

Telephone:

718-218-9272

3. Subject of appearance:

☒ Regulatory/Enforcement
 ☐ Lobbying

Renewal App - Serial No 1205326

4. Acting in capacity of:

☒ Attorney
 ☐ Lobbyist
 ☐ Agent
 ☐ Other (describe)
5. Are you being compensated? ☒ Yes ☐ NoIf YES, Check FEE or SALARY ☒ FEE ☐ SALARY

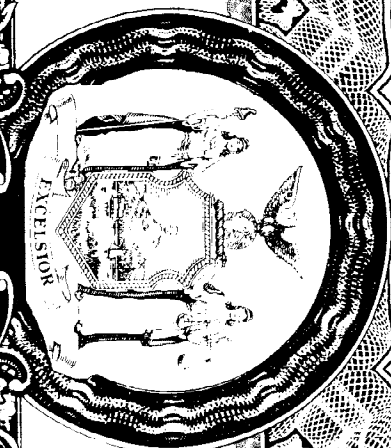
6. Signature of individual appearing:

7. Agency official (print name):

Signature:

*A LOBBYIST is a person or organization, other than a New York State government employee acting in an official capacity, who appears for the purpose of influencing the adoption or rejection of proposed rules, regulations, rates, legislation, including the State budget or the specification or award of a State Procurement Contract. An "appearance" for lobbying purposes can be a personal visit, letter, telephone call, conversation at a meeting, or any other type of contact, but does not include "on the record" proceedings or hearings.

ON-PREMISES LIQUOR LICENSE
SERIAL #: 1205362
COUNTY: NEW YORK



EFFECTIVE DATE: 07/01/2012
EXPIRATION DATE: 06/30/2014
CERTIFICATE #: 808457

NEW YORK STATE LIQUOR AUTHORITY

THE LICENSEE DESIGNATED BELOW IS HEREBY GRANTED PERMISSION, UNDER THE ALCOHOLIC BEVERAGE CONTROL LAW TO TRAFFIC IN ALCOHOLIC BEVERAGE PURSUANT TO THE TYPE OF LICENSE INDICATED IN THE UPPER LEFT HAND CORNER OF THIS CERTIFICATE AND ACCORDING TO THE STATUTES AND REGULATIONS PERTAINING THERETO.

THIS LICENSE SHALL NOT BE TRANSFERABLE TO ANY OTHER PERSON OR TO ANY OTHER PREMISES OR TO ANY OTHER PART OF THE BUILDING CONTAINING SUCH LICENSED PREMISES. IT SHALL NOT BE DEEMED A PROPERTY OR VESTED RIGHT AND MAY BE REVOKED AT ANY TIME PURSUANT TO LAW

METHOD OF OPERATION
RESTAURANT SERVING BEER WINE AND LIQUOR

STARJEM FOODS LLC
FRESCO BY SCOTTO ON THE GO
114 PEARL ST AKA 10 HANOVER SQ
NEW YORK NY 10005

FILING FEE \$90.00
LICENSE FEE \$4,352.00

3/12
Dennis Rosen
Dennis Rosen
Chairman

BEFORE COMMENCING OR DOING ANY BUSINESS FOR THE TIME FOR WHICH THIS LICENSE HAS BEEN ISSUED, THE SAID LICENSEE SHALL BE ENCLOSED IN A SUITABLE WOOD OR METAL FRAME, HAVING A CLEAR GLASS SPACE AND A SUBSTANTIAL WOOD OR METAL BACK SO THAT THE WHOLE OF SAID LICENSE MAY BE SEEN THEREIN, AND SHALL BE POSTED UP AND AT ALL TIMES DISPLAYED IN A CONSPICUOUS PLACE IN THE ROOM WHERE SUCH BUSINESS IS CARRIED ON, SO THAT ALL PERSONS VISITING SUCH PLACE MAY READILY SEE THE SAME.

SLA FORM 180-035 (10/09)

Certificate No. B808457

FOLD AND TEAR HERE

FOLD AND TEAR HERE

STATE OF NEW YORK – LIQUOR AUTHORITY

ATTN: Refund Unit
80 South Swan Street, Suite 900
Albany, NY 12210-8002

If the licensee desires to surrender a license or permit voluntarily for cancellation and refund, if any, before the expiration date, as provided in Section 127 of the Alcoholic Beverage Control Law, fill in and sign the following petition and send to the State Liquor Authority address listed above, together with the license or permit certificate. Any false statements may subject the licensee or permittee to disciplinary proceedings and void any request for refund.
NOTE: No refund is payable unless this form is completed and the Federal Employer Identification Number (FEIN) of the licensed entity has been provided.

PETITION FOR SURRENDER OF LICENSE

TO THE STATE LIQUOR AUTHORITY:

The undersigned ☐ individual ☐ partnership ☒ corporation (CHECK ONE) petitions the Liquor Authority, under provisions of Section 127 of the Alcoholic Beverage Control Law, to accept voluntary surrender of license (permit) certificate number 1205362 which was issued to Starjem Foods, LLC and in support of this petition makes the following statements and answers:

- | | YES | or | NO |
|---|--------------------------|----|-------------------------------------|
| 1. Has the licensee or (if a partnership) any of the partners or (if a corporation) any of the officers, directors or stockholders been arrested or indicted or served with a summons for any crime or offense (except traffic infractions or violations of the Administrative Code) in the past 12 months? | <input type="checkbox"/> | | <input checked="" type="checkbox"/> |
| 2. Has any person other than reported in Question 1 above been arrested or indicted or served with a summons for any crime or offense committed on the licensed premises or which involved the licensed business (except violations of the Administrative Code) in the past 12 months? | <input type="checkbox"/> | | <input checked="" type="checkbox"/> |
- (If answer to either 1 or 2 above is "Yes", attach an affidavit setting forth in each case the date thereof, crime or offense involved, the name of the defendant and disposition of the case.)
3. The undersigned petitioner further states that the said licensee will, upon the surrender of said license, cease to traffic in alcoholic beverages during the term for which said license was issued and thereafter until a new license shall be issued to said licensee.

WHEREFORE, the undersigned petitioner asks that said license be cancelled and a refund made as provided in Section 127 of the Alcoholic Beverage Control Law.

Individual and/or Partnerships complete both Sections (A)

(A) Individual licensee and each member of a partnership sign here and sign appropriate certification below.

Dated _____

Corporations complete both Sections (B)

(B) If a Corporation, sign here and sign appropriate certification below.

Dated January, 2013
Name of Corporation: Starjem Foods LLC
Elaina Scotto
By: Elaina Scotto

(A) CERTIFICATION TO BE SIGNED AND DATED BY INDIVIDUAL AND EACH MEMBER OF PARTNERSHIP

The undersigned each for himself/herself certifies that he/she is the holder of the aforesaid license; that he/she made the foregoing petition; that he/she knows the contents thereof and the statements contained therein, and the same are true of his/her own knowledge.

Dated _____
(Signature) of person(s) signing petition

(Present residence address)

of _____

of _____

of _____

(B) CERTIFICATION TO BE SIGNED AND DATED BY A CORPORATION

Elaina Scotto certifies that he/she is LLC Manager
(Name) (Title)

of the Starjem Foods, LLC Corporation which is holder of this license and which made and executed this petition; that he/she signed his/her name thereto by order of the Board of Directors of said Corporation; that he/she knows the contents thereof and the statements contained therein; and the same are true of his/her own knowledge.

Dated Elaina Scotto of 1150 Fifth Avenue, New York, NY 10128
(Signature of officer signing petition) (Present residence address)

Date of Surrender: _____

FEIN No. 20-8658331

License Serial No. 1205362

Please specify the address where the refund, if any, is to be mailed: c/o Fresco By Scotto, 34 East 52nd Street, New York, NY 10022

**STARJEM FOODS LLC
Fresco By Scotto On The Go
114 Pearl Street a/k/a 10 Hanover Square
New York, New York 10005**

January 23 , 2013

State Liquor Authority
Division of Alcoholic
Beverage Control
317 Lenox Avenue, 4th Floor
New York, New York 10027

Re: Starjem Foods, LLC
114 Pearl Street a/k/a 10 Hanover Square
New York, New York 10005
Serial # 1205362

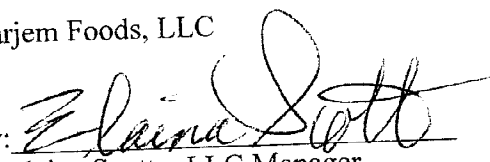
Dear Sir/Madam:

I am an LLC Manager of Starjem Foods, LLC (hereinafter, the "Company").

I hereby authorize Allison During to surrender the Company's on-premises liquor license to the SLA with the petition for Surrender of License form which is signed by me. It is the Company's intention to cease operation at the premises permanently due to the severity of damage sustained during Hurricane Sandy. Due to the closing of the business, the liquor license is no longer in use or needed.

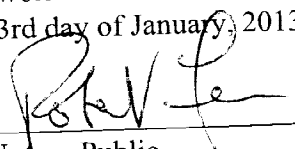
Very truly yours,

Starjem Foods, LLC

By: 
Elaina Scotto, LLC Manager

BY HAND

Sworn to before me this
23rd day of January, 2013


Notary Public

ROBERT V. FERRARI
Notary Public, State of New York
No. 31-1200140
Qualified in New York County
Commission Expires May 31, 2015



OFFICE USE ONLY		
<input type="radio"/> Original	<input type="radio"/> Amended	Date _____

STATE OF NEW YORK
NOTICE OF APPEARANCE

Section 166 of the Executive Law requires a regulatory agency to maintain for public inspection, a record of who appears before it, for a fee as a third party (i.e., an attorney, an agent, lobbyist*, or representative) on behalf of a person or organization subject to the regulatory jurisdiction of the agency. This usually occurs when the third party's client is involved in an enforcement, formal permit, or application matter. *This form is subject to all the rules and regulations of the Freedom of Information Law. Information that is confidential as a matter of law need not be furnished.*

Agency: NY State Liquor Authority

Date: March 12, 2013

Division/Bureau: Licensing

1. Name of individual appearing: Allison During (Law Office of Robert V. Ferrari)

Address: 630 Third Avenue, 16th Floor, New York, New York 10017

Telephone: (212) 972-7040

2. Client represented: Starjem Foods LLC d/b/a Fresco By Scotto On The Go, Serial No. 1205362

Address: 114 Pearl Street a/k/a 10 Hanover Square, New York, New York 10005

Telephone: (212) 635-5000

3. Subject of appearance: ☒ **Regulatory/Enforcement** ☐ **Lobbying**

Surrendering the above license with zone 1 office.

4. Acting in capacity of:

☐ **Attorney** ☐ **Lobbyist** ☐ **Agent**
☒ **Other (describe)** PARALEGAL

5. Are you being compensated? ☒ **Yes** ☐ **No**

If YES, Check FEE or SALARY ☐ **FEE** ☒ **SALARY**

6. Signature of individual appearing:

7. Agency official (print name):

Signature:

*A LOBBYIST is a person or organization, other than a New York State government employee acting in an official capacity, who appears for the purpose of influencing the adoption or rejection of proposed rules, regulations, rates, legislation, including the State budget or the specification or award of a State Procurement Contract. An "appearance" for lobbying purposes can be a personal visit, letter, telephone call, conversation at a meeting, or any other type of contact, but does not include "on the record" proceedings or hearings.